ORIGINIAL

CLERK US DISTRICT COURT NORTHERN DIST. OF TX FILED

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

2018 MAY 10 PM 2: 23

DEPUTY CLERK

Julian Okeayainneh,c/o:20515112 Federal Correctional Complex-Low Post Office Box 9000 Seagoville, Republic of Texas America near [75159],

318 - CV1195-K

Plaintiff,

CIVIL ACTION NO.

To Be Assigned By Court Clerk

against.

UNITED STATES DEPARTMENT OF JUSTICE EXECUTIVE OFFICES OF THE UNITED STATES ATTORNEYS - FREEDOM OF INFORMATION AND PRIVACY STAFF 600 EAST STREET, N.W., SUITE 7300 WASHINGTON, D.C. [20530-0001]

and

NATIONAL PERSONNEL RECORDS CENTER 1411 BOULDER BOULEVARD VALMEYER, ILLINOIS [62295]

Defendants./

COMPLAINT

(Freedom of Information Act, 5 U.S.C. § 552 and Privacy Act, 5 U.S.C. § 552(a))

COMPLAINT FOR INJUNCTIVE AND DECLARATORY RELIEF

Comes now the Plaintiff, Julian Okeayainneh, proceeding Pro se in the above-entitled Cause of action and allege as follows:

1. This is an action under the Freedom of Information Act, 5 U.S.C. § 552 and in conjunction with the Privacy Act, 5 U.S.C. § 552(a), for injunctive and other appropriate relief and seeking the disclosure and release of agency records improperly withheld from Plaintiff by the United States Department of Justice, Executive Office for United States Attorneys (EOUSA) and The National Personnel Records Center (NPRC).

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- 2. From September 2017 to April 2018, the plaintiff initiated Freedom of Information Act/Privacy Act requests to the United States Department of Justice, Executive Office of the United States Attorneys (FOUSA) and to National Personnel Records Center (NPRC).
- 3. After an agency receives a FOIA request, an agency has twenty (20) working days to comply with the request or immediately notify the requesting party that the request has been denied, the reasons for the denial and the right of the requester to appeal the adverse determination 5 U.S.C. § 552(a)(6)(A)(i).
- 4. The Plaintiff filed appeals for each of his **FOIA** request's with the Office of Information Policy (**OIP**) because plaintiff was unsatisfied with the responses, or lack thereof, from the Justice Department **EOUSA**, concerning the **FOIA** requests.
- 5. Plaintiff also filed administrative appeals for **FOIA** request' to both locations for **NPRC**, because plaintiff was unsatisfied with the responses or lack thereof.

JURISDICTION AND VENUE

- 6. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §1331, 5 U.S.C. §552(a)(4)(B) and 28 U.S.C. §1346.
- 7. Venue is proper in this Court under 28 U.S.C. § 1391, and 5 U.S.C. § 552(a) (4)(B) because all of the events and omissions giving rise to this claim occurred in this judicial district. In addition, the plaintiff is housed at the Seagoville Correctional Complex-Low in Seagoville, Texas [75159], within this judicial district.
- 8. Plaintiff, Julian Okeayainneh, is housed at the Seagoville Correctional Complex-Low [In Care of Register Number: 20515112] in Seagoville, Texas [75159].
- 9. Defendant, United States Department of Justice agency, Executive Offices of United States Attorneys (EOUSA) possesses the records and information at issue in this complaint, and exercises control over the records Plaintiff is seeking.
- 10. Defendant, National Personnel Records Center possesses the records and information at issue in this complaint and exercises control over the records Plaintiff is seeking.

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FOIA COMPLAINT

OVERVIEW

- 11. On December 17, 2010, Plaintiff was arrested without an issued arrest warrant in the Central District of California, Riverside Division in the State of California and Extradicted to the District of Minnesota Under Criminal Complaint No. MJ-10-557 (JSM) and on March 08, 2011, was charged in a 57-count Indictment No. 0:11-CR-00087-MJD/JJK-1, now (0:11-CR-00087-MJD-HB-1), and has been in federal custody.
- After an eleven (11)-day trial in February of 2012, Plaintiff was found guilty by a jury on conspiracy to commit bank fraud and 25 substantive fraudrelated counts. Count 1 Bank Fraud Conspiracy, in violation of 18 U.S.C. §1349; eleven counts of bank fraud, in violation of 18 U.S.C. §§ 2, 1344 and 1349; six counts of mail fraud, in violation of 18 U.S.C. §§ 2, 1341 and 1349, two counts of wire fraud, in violation of 18 U.S.C. §§ 2, 1343 and 1349, four counts of aggravated identity theft in violation of 18 U.S.C. §§ 2 and 1028 A, one count of money laundering conspiracy in violation of 18 U.S.C. §1956(H) and one count of trafficking in false authentication features in violation of 18 U.S.C. §§ 2 and 1028(a)(8) and (b)(1).
- 13. Plaintiff was sentenced to 324 months with all counts running concurrent on August 13, 2012.
- 14. On November 25, 2014, the Eighth Circuit Court of Appeals, affirmed in part, reverse in part, and remand for further proceedings; Rehearing En banc was denied on January 27, 2015 and Writ of Certiorari was denied on April 20, 2015.
- 15. Following remand, On December 22, 2015, Plaintiff was re-sentenced to 324 months with all counts running concurrent.
- 16. On September 09, 2016, the Eighth Circuit Court of Appeals, affirmed the conviction and sentence; Rehearing and Rehearing En banc was denied on October 17, 2016.
- 17. On January 09, 2017, Writ of Certiorari to the Supreme Court was denied and On March 06, 2017, Petition for review of the denied writ of certiorari was also denied.

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18. While Petition for review of the denied writ of certiorari was pending, Another Eighth Circuit Court's Panel on February 16, 2017, Issued a New Inter Tightly Jointly and Severally Liable Intervening related rulings in United States v. Adejumo, 848 F.3d 868 (February 16, 2017, overruling United States v. Adejumo, 772 F.3d 513, 2014 U.S. App. LEXIS 22312 (8th Cir. Minn., November 25, 2014.)

STATEMENT OF FACTS

- 19. Plaintiff have been seeking records under the **FOIA**, from the Department of Justice since September 9, 2017.
 - (a) FOIA-2017-003409 Subject of Request: Commission/Appointment Affidavits/Oath of Office for B. Todd Jones, Gregory G. Brooker, Ann M. Anaya and Lola Velazquez-Aguilu / Lolita A. Velazquez-Aguilu U.S.District Court, District of Minnesota, to EOUSA, See Exhibit A.
 - (b) FOIA-2018-000143 Subject of Request: Commission/Appointment Affidavits/Oath of Office for Ronald L. Cheng, Kevin Scott Rosenberg, David A. Kettel and Becky S. Walker U.S.District Court, Central District of California, Los Angeles Division, to EOUSA, See Exhibit B.
 - (c) FOIA-2018-001927 Subject of Request: Commission/Appointment Affidavits/Oath of Office for B. Todd Jones, Erika R. Mozangue and John Docherty U.S.District Court, District of Minnesota, and the Conclusion/Findings of Criminal Complaint I filed in January of 2012 in Criminal Case No. 0:11-CR-00087-MJD/JJK-1, and Records Pertaining to the Termination of Ann. M. Anaya's Employment in April of 2013 as Ausa, to EOUSA, See Exhibit C.
 - (d) FOIA-2018-002128- Subject of Request: Commission/Appointment Affidavits/Oath of Office for B. Todd Jones, Gregory G. Brooker, and Jeffrey Paulsen U.S.District Court, District of Minnesota, to EOUSA, See Exhibit D.
 - (e) FOIA-2018-001014 Subject of Request: Commission/Appointment Affidavit/Oath of Office for Sarah L. Hartnett Department of Homeland Security, Eloy Division, Arizona, to EOUSA, See Exhibit E.

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- (f) FOIA-2018-001324 Subject of Request: Commission/Appointment Affidavit/Oath of Office for Nicole Guzman, and Danielle Sigmund Department of Homeland Security, District of Arizona, Eloy Division, to EOUSA, See Exhibit F.
- (g) FOIA Subject of Request: Written Permission Pursuant to Sections 2903(b) and 2904 of Title 5, U.S. Code as stated in 28 C.F.R. § 0.151 authorizing the Redacted Name of Personnel that administered "Gregory G. Brooker" on January 02, 2001 to EOUSA, with Certified Receipt # 7014 1200 0000 3187 3823, See Exhibit G.
- (h) FOIA Subject of Requests:Commission/Appointment Affidavits/Oath of Office for B. Todd Jones, Gregory G. Brooker, Ann M. Anaya and Lola Velazquez-Aguilu U.S. District Court, District of Minnesota, to U.S. Attorney's Office in Minneapolis Minnesota with Certified Receipt Nos: 7014 1200 0000 3187 3861 and 7014 1200 0000 3187 4066 respectively, which was forwarded to EOUSA/FOIA UNIT, See Exhibit H.
- (i) FOIA Request to National Personnel Records Center, Valmeyer, Illinois location with Certified Receipt Nos:7014 1200 0000 3187 3816 and 7014 3490 0001 9734 8147 Subject of Request: Commission/Appointment Affidavits/Oath of Office for B. Todd Jones, Gregory G. Brooker, Ann M. Anaya and Lola Velazquez-Aguilu, See Exhibit I.
- (j) FOIA Request to National Personnel Records Center, Valmeyer, Illinois location with Certified Receipt No. 7014 2870 0002 3258 9516 Subject of Request: Commission/Appointment Affidavits/Oath of Office for B. Todd Jones, Gregory G. Brooker, Erika R. Mozangue, John Docherty and Jeffrey Paulsen U.S.District Court, District of Minnesota, See Exhibit J.
- (k) FOIA Request to National Personnel Records Center, St. Louis,
 Missouri location with Certified Receipt No. 7014 2870 0002
 3258 9509 Subject of Request: Commission/Appointment Affidavits/
 Oath of Office for B. Todd Jones, Gregory G. Brooker, Erika R.
 Mozangue, John Docherty and Jeffrey Paulsen U.S.District
 Court, District of Minnesota, See Exhibit K.
- (1) FOIA Request to National Personnel Records Center, Valmeyer, Illinois location with Certified Receipt No. 7016 0910 0001 9164 2094 Subject of Request: Commission/Appointment Affidavits/Oath of Office for Nicole Guzman, Sarah L. Hartnett and Danielle Sigmund Department of Homeland Security (DHS), District of Arizona, Eloy Division, See Exhibit L.

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- (m) FOIA Request to Kevin Krebs, (Assistant Director) EOUSA with Certified Receipt No. 7014 2870 0002 3257 8237 Subject of Request: (1) Conclusion and findings of Plaintiff Criminal Complaint filed in Janury of 2012, of a possible prosecutor's misconduct during the relevant time period prior to begining of trial in Crminal Case No: 0:11-CR-00087 (MJD/JJK)-01; (2) Information of Records pertaining to the suddenly employment termination in April of 2013 as Ausa in the District of Minnesota; and, (3) Written authority terminating employment for Ann M. Anaya, See Exhibit M.
- (n) FOIA APPEAL Request to the Director, (OIP) with Certified Receipt No. 7014 1200 0000 3187 3830 Subject of Appeal Request Concerning FOIA-2017-003409 AND FOIA-2018-000143, See Exhibit N.
- (o) FOIA APPEAL Request to Sean R. O'Neill, (Chief, Administrative Appeals Staff)(OIP) with Certified Receipt No. 7014 2870 0002 3257 8725 Subject of Appeal Request Concerning FOIA-2017-003409, See Exhibit O.
- (p) FOIA APPEAL Request to the Director, (OIP) with Certified Receipt No. 7016 0910 0001 9164 2063 Subject of Appeal Request Concerning FOIA-2018-001014, See Exhibit P.
- 20. Plaintiff filed several request for records and appeals with Office of Information Policy (OIP) Director, for the failure of DOJ/EOUSA to produce records requested.
- 21. Plaintiff filed mediation request with the Office of Government Information Services National Archives and Records Administration (OGIS) to mediate the FOIA request for records not provided by the DOJ/EOUSA.
- On September 9, 2017, Plaintiff, initiated a FOIA request to the Executive Office for United States Attorneys, an agency under the Department of Justice seeking the copy of document pertaining to the Commission/Appointment by a United States President/Attorney General under 28 U.S.C. § 541, for the following U.S. Attorney(s): (A) B. Todd Jones U.S.District Court District of Minnesota Minneapolis Division; (B) Gregory G. Brooker U.S.District Court District of Minnesota Minneapolis Division.
- 23. A copy of the document pertaining to the Commission/Appointment by a United States Attorney General, under 28 U.S.C. § 542, for the following Assistant United States Attorneys: (A) Ann M. Anaya U.S.District Court District of Minnesota Minneapolis Division; (B) Lola Velazquez-Aguilu/Lolita A. Velazquez-Aguilu -

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FOIA COMPLAINT

U.S.District Court - District of Minnesota - Minneapolis Division.

- A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 U.S.C. § 2906, for the Oath of Office required by 5 U.S.C. § 3331 and 28 U.S.C. § 544: (A) B. Todd Jones U.S. Attorney for the District of Minnesota; (B) Gregory G. Brooker Acting U.S. Attorney for the District of Minnesota; (C) Ann M. Anaya Assistant U.S. Attorney for the District of Minnesota; (D) Lola Velazquez-Aguilu/Lolita A. Velazquez-Aguilu Assistant U.S. Attorney for the District of Minnesota
- 25. A copy of the previous and current Assignment/Posting(s) for the above individuals and the dates the Postings began and ended.
- On September 25, 2017, Plaintiff initiated a FOIA request to the Executive Office for United States Attorneys seeking a copy of the document pertaining to the Commission/Appointment by a United States President/Attorney General under 28 U.S.C. § 541, for the following United States Attorney(s): (A) Ronald L. Cheng U.S.District Court Central District of California Los Angeles Division; (B) Kevin Scott Rosenberg U.S.District Court Central District of California Los Angeles Division.
- 27. A copy of the document pertaining to the Commission/Appointment by a United States attorney General, under 28 U.S.C. § 542, for the following Assistant United States Attorneys: (A) David A. Kettel U.S.District Court Central District of California Los Angeles Division; (B) Becky S. Walker U.S.District Court Central District of California Los Angeles Division; (C) Kevin Scott Rosenberg U.S. District Court Central District of California Los Angeles Division; (D) Ronald L. Cheng U.S.District Court Central District of California Los Angeles Division.
- A copy of the Appointments Affidavits preserved for the following individuals, pursuant to 5 U.S.C. § 2906, for the Oath of Office required by 5 U.S.C. § 3331 and 28 U.S.C. § 544: (A) Ronald L. Cheng U.S.Attorney for the Central District of California; (B) Kevin Scott Rosenberg U.S.Attorney for the Central District of California; (C) David A. Kettel Assistant U.S.Attorney for Central District of California; (D) Becky S. Walker Assistant U.S.Attorney for Central District of California

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- 29. A copy of the previous and current Assignment/Posting(s) for the above individuals.
- 30. On December 26, 2017, Plaintiff, initiated a **FOIA** request to the Executive Office for the United States Attorneys seeking a copy of the document pertaining to the Commission/Appointment by a United States President/Attorney General, under 28 U.S.C. § 541, for the following United States Attorney(s): (A) B. Todd Jones U.S.District Court District of Minnesota Minneapolis Division.
- 31. A copy of the document pertaining to the Commission/Appointment by a United States Attorney General, under 28 U.S.C. § 542, for the following Assistant United States Attorney(s): (A) Erika R. Mozangue U.S.District Court District of Minnesota Minneapolis Division; (B) John Docherty U.S.District Court District of Minnesota Minneapolis Division.
- 32. A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 U.S.C. § 2906 for the Oath of Office required by 5 U.S.C. § 3331 and 28 U.S.C. § 544: (A) B. Todd Jones U.S.Attorney for the District of Minnesota; (B) Erika R. Mozangue Assistant U.S.Attorney for the District of Minnesota and (C) John Docherty Assistant U.S.Attorney for the District of Minnesota.
- 33. A copy of the previous and current Assignment/Postings' for the above individuals and the dates the Postings began and ended.
- 34. A copy of the conclusion and findings of Criminal Complaint filed in January of 2012, of a possible prosecutor's misconduct against Ann M. Anaya U.S.District Court District of Minnesota, in Criminal Case No. 0:11-CR-00087-MJD/JJK-1.
- 35. A copy of records pertaining to why the Department of Justice (DOJ) suddenly terminated Ann M. Anaya's employment in April of 2013 as Assistant U.S. Attorney, District of Minnesota.
- 36. A copy of the document pertaining to the Commission/Appointment by a United States Attorney General, under 28 U.S.C. § 542, for the following Assistant United States Attorney(s): (A) Jeffrey Paulsen U.S.District Court District of Minnesota Minneapolis Division.

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- 37. A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 U.S.C. § 2906, for the Oaths of Office required by 5 U.S.C. § 3331 and 28 U.S.C. § 544: (A) B. Todd Jones (USA); (B) Gregory G. Brooker (Acting USA) and Jeffrey Paulsen (Ausa).
- 38. A copy of the previous and current Assignment/Posting(s) for the above individuals and the dates the Postings began and ended.
- 39. A copy of the document pertaining to the Commision/Appointment by a United States Attorney General, under 28 U.S.C. § 542, for the following Assistant United States Attorney(s): (A) Sarah L. Hartnett Department of Homeland Security District of Arizona Eloy Division.
- 40. A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 U.S.C. § 2906, for the Oaths of Office required by 5 U.S.C. § 3331 and 28 U.S.C. § 544: (A) Sarah L. Hartnett (Assistant Chief Counsel DHS).
- 41. A copy of the previous and current Assignment/Posting(s) for the above individuals and the dates the Postings began and ended.
- 42. A copy of the document pertaining to the Commission/Appointment by a United States President/Attorney General, under 28 U.S.C. § 541, for the following United States Attorney(s): (A) Nicole Guzman U.S.Department of Homeland Security District of Arizona Eloy Division.
- 43. A copy of the document pertaining to the Commission/Appointment by a United States Attorney General, under 28 U.S.C. § 542, for the following Assistant United States Attorney(s): (A) Danielle Sigmund U.S.Department of Homeland Security District of Arizona Eloy Division.
- 44. A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 U.S.C. § 2906, for the Oaths of Office required by 5 U.S.C. § 3331 and 28 U.S.C. § 544: (A) Nicole Guzman (Chief Counsel DHS); (B) Danielle Sigmund (Acting Chief Counsel DHS).
- 45. A copy of the previous and current Assignment/Posting(s) for the above individuals and the dates the Postings began and ended.

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- 46. A copy of the Written Permission/Authority pursuant to 5 U.S.C. §§ 2903(b), 2904 and 28 C.F.R. § 0.151, authorizing the Personnel/Name of Human Resource Assistant that administered Gregory G. Brooker on January 2, 2001
- 47. A copy of the document pertaining to the Commission/Appointment by a United States President/Attorney General, under 28 U.S.C. § 541, for the following United States Attorney(s): (A) B. Todd Jones (USA); (B) Gregory G. Brooker (Acting USA). (2) Commission/Appointment by a United States Attorney General, under 28 U.S.C. § 542, for the following Assistant United States Attorney(s): (A) Ann M. Anaya (Ausa); (B) Lola Velazquez-Aguilu (Ausa). (3) Appointment Affidavits preserved for the following individuals, pursuant to 5 U.S.C. § 2906, for the Oaths of Office required by 5 U.S.C. § 3331 and 28 U.S.C. § 544: (A) B. Todd Jones (USA); (B) Gregory G. Brooker (Acting USA); (C) Ann M. Anaya (Ausa) and Lola Velazquez-Aguilu (Ausa). (4) Previous and current Assignment/Posting(s), for the above individuals, and the dates the Postings began and ended inquired out of U.S. Attorney's Office, District of Minnesota [55415] Via FOIA request.
- 48. On October 31, 2017, the **EOUSA** responded to plaintiff's request with Assigned **FOIA-2017-003409** and deemed the response is a partial denial and claimed no other responsive records to the named individuals located **See Exhibit A.** On the same date, the **EOUSA** responded to plaintiff's request with Assigned **FOIA-2018-000143** and claimed a search for records located in **EOUSA Personnel** has revealed no responsive records regarding the subject and that records appear to be with U.S. District Court **See Exhibit B.** On both appeals the **OIP** affirm **EOUSA's** action on request **See Exhibit N.**
- 49. On 11/13/17; 12/27/17; 2/20/18; 3/24/18, Plaintiff sought FOIA requests to two (2)-locations for the National Personnel Records Center, for all Government Attorneys involved in criminal cases. See Exhibits I, J, K and L.
- 50. To date NPRC have not responded to some of the FOIA requests except for some, in which it denied my request and claimed the information requested are not releasable under the Freedom of Information Act [Exhibit J] and in [Exhibit K] it claimed that the NPRC does not store documentation for commissioning/appointments of US Attorneys and an appeal to the OIP is still pending See Exhibit O.

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- 51. As of the date of Complaint, the Defendants have fail to produce the requested records or demonstrated that the requested records are lawfully exempted from production.
- 52. Plaintiff has exhausted his administrative remedies and his lawsuit is properly before this Court

COUNT I

(VIOLATION OF FOIA AND PRIVACY ACT 5 U.S.C. §552 AND 5 U.S.C. §552(a))

- 53. Plaintiff realleges paragraphs 1 through 18 as if fully stated herein.
- 54. Plaintiff is being irreparably harmed by reason of Defendant's violations of **FOIA** and Plaintiff will continue to be irreparably harmed unless the Defendant's are compelled to comply with **FOIA** and the **Privacy Act**.
- 55. Plaintiff's administrative remedies are exhausted and therefore, this lawsuit is properly before this Court.

CONCLUSION

WHEREFORE, Premises Considered, the Plaintiff seek's this Honorable Court's opinion regarding the Constitution's mandate ensuring the United States possesses standing in the prosecution of criminal and civil cases by duly authorized attorneys.

THEREFORE, the Plaintiff requests this Court compel the government to respond within thirty (30) days of this Court's Order to satisfy the Plaintiff's Freedom of Information Act (FOIA) requests.

That any delay or seeking of a time extension by the government of the thirty (30) day period would be an affront to the Criminal Justice System, causing irreparable harm to the Plaintiff, denying him his liberty and right to due process of law as guaranteed by the Constitution of the United States.

This Honorable Court compel the United States Attorney and Assistant United States Attorneys provide the Plaintiff with true and correct copies of all documents sought in this litigation. Any delay or procrastination on the part of the government would clearly indicate the government's intent to deny the Plaintiff his rights pursuant to the United States Constitution.

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That the Plaintiff be afforded the name of the Human Resource employee, whose legal function as an administrative official, was redacted and the written authority. The Plaintiff, in this litigation, requires his/her name to ensure proper authority had been vested by a superior government official, to act in the capacity necessary to validate an individual's **OATH** and authorization to perform a legal function, representing the United States.

That the Plaintiff be **GRANTED** any and all relief deemed necessary and appropriate, in the interest of justice.

Respectfully submitted,

Dated: May 7, 2018

"Without Prejudice"

Julian Okeavainneh, c/o: 20515112 - In Pro se

Federal Correctional Complex-Low

Post Office Box 9000

Seagoville, Republic of Texas America near [75159]

EXHIBIT A

FREEDOM OF INFORMATION ACT REQUEST Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 14 of 90 PageID 17

U.S. Department of Justice Executive Office for U.S. Attorneys 600 E Street NW Suite 7300 Washington, DC 20530

Dear Sir or Madam,

This is a request under the Freedom of Information Act (FOIA), as amended 5 USC §552, in conjunction with the Privacy Act 5 USC §552a. I am requesting the following information:

- A copy of the document pertaining to the commission/appointment by a United States President , under 28 USC §541, for the following United States Attorney(s):
- (A) B.Todd Jones U.S.District Court District of Minnesota Minneapolis Fourth Division
- (B) Gregory.G.Brooker U.S.District Court District of Minnesota Minneapolis Fourth Division.
- 2) A copy of the document pertaining to the commission/appointment by a United States Attorney General, under 28 USC §542, for the following Assistant United States Attorney(s):
- (A) Ann.M.Anaya U.S.District Court District of Mirmesota Minneapolis Fourth Division.
- (B) Lola Velazquez-Aguilu / Lolita A. Velazquez-Aguilu U.S.District of Court District of Minnesota Minneapolis Fourth Division. Attorney ID No. 389486.
 3) A copy of the Appointment Affidavits preserved for the following
- 3) A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 USC §2906, for the Oath of Office required by 5 USC §3331 and 28 USC §544:
- (A) B. Todd Jones (U.S. Attorney) .
- (B) Gregory G. Brooker (Acting U.S. Attorney) .
- (C) Ann. M. Anaya (Assistant U.S. Attorney).
- (D) Lola Velazquez-Aguilu / Lolita A. Velazquez-Aguilu (Assistant U.S. Attorney) .
- 4) A copy of the previous and current assignment/posting(s), for the above individuals, and the dates the postings began and ended.

The FOIA also provides that if only portions of a file are exempted from release, the remainder must be released. I therefore request that I be provided with all non-exempt portions which are reasonably segregable. I of course reserve my right to appeal the withholding or deletion of any information.

As provided in the Freedom of InformationAct, I will expect to receive a reply within 20 working days. If any of these documents do not exist, please inform me of this in writing.

By:

By:

Dated: 9 September, 2017.

Julian Okeayainneh,c/o;20515112
Federal Correctional Complex-Low
Post Office Box 9000
Seagoville, Texas Republic
America near [75159]

Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 15 of 90 PageID 18 U.S. Department of Justice

Executive Office for United States Attorneys

Freedom of Information and Privacy Staff

Suite 7300, Bicentennial Building 600 E Street, NW Washington, DC 20530 (202) 252-6020 FAX (202) 252-6047

October 31, 2017

Julian Okeayainneh #20515112 FCC Low P.O. Box 9000 Seagoville, TX 75159

Re: Request Number: <u>FOIA-2017-003409</u> Date of Receipt: <u>September 28, 2017</u> Subject of Request: <u>AUSA Oaths (Multiple-USAO Minnesota) – EOUSA Personnel</u>

Dear Mr. Okeayainneh:

Your request for records under the Freedom of Information Act/Privacy Act has been processed. This letter constitutes a reply from the Executive Office for United States Attorneys, the official record-keeper for all records located in this office and the various United States Attorneys.

To provide you with the greatest degree of access authorized by the Freedom of Information Act and the Privacy Act, we have considered your request in light of the provisions of both statutes.

The records you seek are located in a Privacy Act system of records that, in accordance with regulations promulgated by the Attorney General, is exempt from the access provisions of the Privacy Act. 28 CFR § 16.81. We have also processed your request under the Freedom of Information Act and are making all records required to be released, or considered appropriate for release as a matter of discretion, available to you. This letter is a partial denial. [Note: no other responsive records to the named individuals located.]

| deter | nine if any information could be segregated for release. |
|-------|--|
| | page(s) are withheld in full (WIF). The redacted/withheld documents were reviewed to |
| 1_ | page(s) are being released in part (RIP); |
| | page(s) are being released in full (RIF); |
| | Enclosed piedse find. |
| | Enclosed please find: |

The exemption(s) cited for withholding records or portions of records are marked below. An enclosure to this letter explains the exemptions in more detail.

(b)(6)/(b)(7)(C) – personal privacy protected information [See Attachment]

[] A review of the material revealed:

[] Our office located records that originated with another government component. These records were found in the U.S. Attorney's Office files. These records will be referred to the following component(s) listed for review and direct response to you:

[] There are public records which may be obtained from the clerk of the court or this office, upon specific request. If you wish to obtain a copy of these records, you must submit a new request. These records will be provided to you subject to copying fees.

[] Please note that your original letter was split into separate files ("requests"), for processing purposes, based on the nature of what you sought. Each file was given a separate Request Number (listed below), for which you will receive a separate response:

[x] See additional information attached.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site: https://foiaonline.regulations.gov/foia/action/public/home. Your appeal must be postmarked or electronically transmitted within ninety (90) days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

You may contact our FOIA Public Liaison at the telephone number listed above for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

Kevin Krebs

Assistant Director

STANDARD FORM \$1 Revised June 1985 U.S. Office of Personnel Management FPM Chapter 296 61-108

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APPOINTMENT AFFIDAVITS

| Assistant United S | States Attorney. | 12-05-2000 |
|--|--|--|
| (Position to which | h appointed) | (Dais of espoinment) |
| | | |
| Department of Justice. | U.S. Attorney's Office | Minneapolis, MN |
| (Department or agency) | (Bureau or Division) | (Place of employment) |
| , Greg Br | ooker , | do solemnly swear (or affirm) that |
| | • • • • | |
| A. OATH OF OFFICE | • • | |
| lomestic; that I will bear true faith iny mental reservation or purpose | and allegiance to the same; that of evasion; and that I will well a | es against all enemies, foreign and I take this obligation freely, without nd faithfully discharge the duties of |
| he office on which I am about to er | nter. So help me God | |
| B. AFFIDAVIT AS TO STRIK I am not participating in any strik and I will not so participate while an hereof. | ce against the Government of the | United States or any agency thereof, |
| C. AFFIDAVIT AS TO PURC I have not, nor has anyone acting | in my behalf, given, transferred, | promised or paid any consideration |
| for or in expectation or hope of rece | eiving assistance in securing this | appointment. |
| | | b6,676 |
| | - _v | (Signature of appointed) |
| | | 0 |
| ubscribed and sworn (or affirmed) | before me this And day of | of January , 2001. |
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| (\$467 | | lok, 676 |
| Banning 66, 67C |) <u>k</u> | HSIgnature of Officery |
| NOTARY PUBLIC-MINNESC | | mal Mont Doe |
| (If by a Notary Public, the date of expirat | wix ion of his∕her | (Tite) 8 |
| Commission should be shown |) | • |
| "swear" wherever it appears above si | ed by a person specified in 5 U.S.C. 2903. To hould be stricken out when the appointee ele- when the appointee elects to affirm the affida | he words "So help me God" in the oath and the word cts to affirm rather than swear to the affidavits; only vits. |
| | | Prior Edition Utable |

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FOIA: TITLE 5, UNITED STATES CODE, SECTION 552

(b)(1)(A) specifically authorized under criteria established by and Executive order to be kept secret in the in the interest of national defense or foreign policy and (B) are in fact properly classified pursuant to such Executive order; (b)(2)related solely to the internal personnel rules and practices of an agency; (b)(3)specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld; (b)(4)trade secrets and commercial or financial information obtained from a person and privileged or confidential; (b)(5)inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency: (b)(6)personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; (b)(7)records or information compiled for law enforcement purposes, but only the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual. (b)(8)contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or (b)(9)geological and geophysical information and data, including maps, concerning wells. PRIVACY ACT: TITLE 5, UNITED STATES CODE, SECTION 552a (d)(5)information complied in reasonable anticipation of a civil action proceeding; material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or (j)(2)reduce crime or apprehend criminals; information which is currently and properly classified pursuant to Executive Order 12356 in the interest of the national defense or (k)(1)foreign policy, for example, information involving intelligence sources or methods; investigatory material complied for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit (k)(2)or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence; material maintained in connection with providing protective services to the President of the United States or any other individual (k)(3)pursuant to the authority of Title 18, United States Code, Section 3056; (k)(4)required by statute to be maintained and used solely as statistical records; (k)(5)investigatory material compiled solely for the purpose of determining suitability eligibility, or qualification for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his identity would be held in confidence; testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government (k)(6)service the release of which would compromise the testing or examination process; (k)(7)material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his identity would be held in confidence.

EXHIBIT B

FREEDOM OF INFORMATION ACT REQUEST

NOTICE TO PRINCIPAL IS NOTICE TO AGENT NOTICE TO AGENT IS NOTICE TO PRINCIPAL

TO: U.S.DEPARTMENT OF JUSTICE EXECUTIVE OFFICE FOR U.S.ATTORNEYS 600 EAST STREET NW. SUITE 7300 WASHINGTON, DC. [20530]

Greetings:

This is a request under the Freedom of Information Act (FOIA) as amended 5 USC §552, in conjunction with the Privacy Act 5 USC §552(a). I the Undersigned is respectfully requesting the following information:

- 1) A copy of the document pertaning to the commission/appointment by a United States Attorney General, under 28 USC §541, for the following United States Attorney(s):
 - (A) Ronald L. Cheng U.S.District Court Central District of California Los Angeles Division.
 - (B) Kevin Scott Rosenberg U.S.District Court Central District of California Los Angeles Division.
- 2) A copy of the document pertaining to the commission/appointment by a United States Attorney General, under 28 USC §542, for the following Assistant United States attorney(s):
 - (A) David A. Kettel U.S.District Court Central District of California Los Angeles Division.
 - (B) Becky S. Walker U.S. District Court Central District of California Los Angeles Division.
 - (C) Kevin Scott Rosenberg U.S.District Court Central District of California Los Angeles Division.
 - (D) Ronald L. Cheng U.S.District Court Central District of California Los Angeles Division.

Page 2 of 2

FREEDOM OF INFORMATION ACT REQUEST

- 3) A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 USC §2906, for the Oath of Office required by 5 USC §3331 and 28 USC §544:
 - (A) Bavid A. Kettel (Assistant U.S. Attorney) .
 - (B) Becky S. Walker (Assistant U.S. Attorney).
 - (C) Kevin Scott Rosenberg (U.S.Attorney).
 - (D) Ronald L. Cheng (U.S.Attorney).

- 4) A copy of the previous and current assignment/posting(s), for the above mentioned individuals, and the dates the postings began and ended.
 - (A) Kevin Scott Rosenberg (U.S. Attorney).
 - (B) Ronald L. Cheng (U.S. Attorney).
 - (C) Becky S. Walker (Assistant U.S. Attorney).
 - (D) David A. Kettel (Assistant U.S. Attorney).

The FOIA also provides that if only portions of a file are exempted from release, the remainder must be released. I the Undersigned, therefore respectfully request that I be provided with all non-exempt portions which are reasonably segregable. I of course reserve my right to appeal the withholding or deletion of any information.

As provided in the Freedom of Information Act, I will expect to receive a reply within twenty (20) working days. If any of these documents do not exist, please inform me of this in writing.

Respectfully submitted,

By:

Dated: September 25, 2017

"Without Prejudice"

Julian Okeayainneh, c/o; 20515112 - In Pro se

Federal Correctional Complex-Low

Post Office Box 9000

Seagoville, Republic of Texas America near [75159]

7014 3490 0001 9734 9229

se 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 22 of 90 PageID 25

Executive Office for United States Attorneys

Freedom of Information and Privacy Staff

Suite 7300, Bicentennial Building 600 E Street, NW Washington, DC 20530 (202) 252-6020 FAX (202) 252-6047

October 31, 2017

Julian Okeayainneh #2051512 FCC – Low P.O. Box 9000 Seagoville, TX 75159

Re: Request Number: FOIA-2018-000143 Date of Receipt: October 10, 2017

Subject of Request: Oaths (Multiple) - EOUSA Personnel

Dear Mr. Okeayainneh:

In response to your Freedom of Information Act and/or Privacy Act request, the paragraph(s) checked below apply:

- 1. [x] A search for records located in EOUSA-<u>Personnel</u> has revealed no responsive records regarding the above subject. [Records you seek appear to be with U.S. District Court.]
- 2. [] A search for records located in the United States Attorney's Office(s) for the _____has revealed no responsive records regarding the above subject.
- 3. [] A fter an extensive search, the records which you have requested cannot be located.
- 4. [] Your records have been destroyed pursuant to Department of Justice guidelines.
- 5. [] Please note that your original letter was split into separate files ("requests"), for processing purposes, based on the nature of what you sought. Each file was given a separate Request Number (listed below), for which you will receive a separate response:

This is the final action on this above-numbered request. If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIA online portal by creating an account on the following web site:

https://foiaonline.regulations.gov/foia/action/public/home. Your appeal must be postmarked or electronically transmitted within ninety (90) days of the date of my response to your request. If

Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Rage 23 of 90 you submit your appeal by mail, both the letter and the envelope should be clearly marked 26 "Freedom of Information Act Appeal."

You may contact our FOIA Public Liaison at the telephone number listed above for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

Kevin Krebs Assistant Director

EXHIBIT C

U.S. Department of Justice Executive Office for U.S. Attorneys 600 E Street NW Suite 7300 Washington, DC 20530

Dear Sir or Madam,

This is a request under the Freedom of Information Act (FOIA), as amended 5 USC §552, in conjunction with the Privacy Act 5 USC §552a. I am requesting the following information:

- 1) A copy of the document pertaining to the commission/appointment by a United States President , under 28 USC §541, for the following United States Attorney:
- (A) B. Todd Jones U.S.District Court District of Minnesota Minneapolis Fourth Division.
- 2) A copy of the document pertaining to the commission/appointment by a United States Attorney General, under 28 USC §542, for the following Assistant United States Attorney(s):
- (A) Erika R. Mozangue U.S. District Court District of Minnesota Minneapolis Fourth Division.
- (B) John Docherty U.S. District Court District of Minnesota Minneapolis Fourth Division.
- 3) A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 USC §2906, for the Oath of Office required by 5 USC §3331 and 28 USC §544:

(A) B. Todd Jones - (U.S. Attorney).

- (B) Erika R. Mozangue (Assistant U.S. Attorney).
- (C) John Docherty (Assistant U.S. Attorney).

 A copy of the previous and current assignment/posting(s), for the above individuals, and the dates the postings began and ended.
 (A),(B) AND (C)

The FOIA also provides that if only portions of a file are exempted from release, the remainder must be released. I therefore request that I be provided with all non-exempt portions which are reasonably segregable. I of course reserve my right to appeal the withholding or deletion of any information.

As provided in the Freedom of InformationAct, I will expect to receive a reply within 20 working days. If any of these documents do not exist, please inform me of this in writing. "Without Prejudice"

Dated: 26th December, 2017.

Julian Okeayainneh,c/oz20515112
Federal Correctional Complex-Low
Post Office Box 9000
Seagoville, Texas Republic
America near [75159]

Page 1 of 2

Page 2 of 2
FREEDOM OF INFORMATION ACT REQUEST CONTINUATION ...

- 5) A copy about the conclusion and findings of my Criminal Complaint I filed in January of 2012, of a possible prosecutor's misconduct against Ann M. Anaya (Ex-Ausa) working out of U.S.District Court, District of Minnesota, in Criminal Case No: 0:11-CR-00087-MJD-JJK-1.
- 6) A copy of information records pertaining to why the Department of Justice(DOJ) suddenly terminated Ann M. Anaya's[Ex-Ausa] employment in April of 2013 as Assistant U.S.Attorney, in the U.S.District Court, District of Minnesota.

Respectfully submitted,

"Without Prejudice"

By.

Julian Okeayainneh,c/o;20515112 Federal Correctional Complex-Low

Post Office Box 9000

Seagoville, Texas Republic America near [75159] e 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 27 of 90 PageID 30

Executive Office for United States Attorneys

Freedom of Information and Privacy Staff

Suite 7300, Bicentennial Building 600 E Street, NW Washington, DC 20530 (202) 252-6020 FAX (202) 252-6047

February 8, 2018

Julian Okeayainneh #20515-112 FCC P.O. Box 9000 Seagoville, TX 75159

Re: Request Number: <u>FOIA-2018-001927</u> Date of Receipt: <u>January 26, 2018</u> Subject: <u>AUSA Oaths</u> (<u>Docherty/Jones/Mozangue</u>) – <u>EOUSA Personnel</u>

Dear Requester:

[]

Your request for records under the Freedom of Information Act/Privacy Act has been processed. This letter constitutes a reply from the Executive Office for United States Attorneys, the official record-keeper for all records located in this office and the various United States Attorneys.

To provide you with the greatest degree of access authorized by the Freedom of Information Act and the Privacy Act, we have considered your request in light of the provisions of both statutes.

The records you seek are located in a Privacy Act system of records that, in accordance with regulations promulgated by the Attorney General, is exempt from the access provisions of the Privacy Act. 28 CFR § 16.81. We have also processed your request under the Freedom of Information Act and are making all records required to be released, or considered appropriate for release as a matter of discretion, available to you. This letter is a [x] partial [] full denial. [No records for Jones/Mozangue]

| | Enclosed please find: |
|--------|---|
| | _page(s) are being released in full (RIF); |
| _ 1 | _page(s) are being released in part (RIP); |
| | page(s) are withheld in full (WIF). The redacted/withheld documents were reviewed to |
| detern | nine if any information could be segregated for release. |
| enclos | The exemption(s) cited for withholding records or portions of records are marked below. An are to this letter explains the exemptions in more detail. |
| | |
| (b)(6) | (personal privacy re: non-public records of third party individuals) |

In addition, this office is withholding grand jury material which is retained in the District.

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[x] A review of the material revealed:

| [] | Our office located records that originated | with another government component. | These |
|----------------|---|---|---------------|
| records were t | ound in the U.S. Attorney's Office files. | These records will be referred to the r | 0110 11 111.6 |
| component(s) l | isted for review and direct response to you | : | |

[] There are public records which may be obtained from the clerk of the court or this office, upon specific request. If you wish to obtain a copy of these records, you must submit a new request. These records will be provided to you subject to copying fees.

[] Please note that your original letter was split into separate files ("requests"), for processing purposes, based on the nature of what you sought. Each file was given a separate Request Number (listed below), for which you will receive a separate response:

[x] See additional information attached.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site: https://foiaonline.regulations.gov/foia/action/public/home. Your appeal must be postmarked or electronically transmitted within ninety (90) days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

You may contact our FOIA Public Liaison at the telephone number listed above for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

Kevin Krebs Assistant Director

Enclosure(s)

Form No. 021nofee - 12/15



APPOINTMENT AFFIDAVITS

| | mey | September 29, 2008 | |
|--|--|--|-------------------------------|
| (Position to which Appointed) | | (Dale Appointed) | , |
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| Danaston and all Total and | TI C Americana Office | Minnando | |
| Department of Justice (Department or Agency) | U. S. Attorney's Office (Bureau or Division) | Minnesota (Place of Employment) | |
| proportions of regulary, | (Solder of Sivistory | (Fibbo of Employment) | |
| John Francis Docherty | | , do solemnly swear (or | affirm) that- |
| A. OATH OF OFFIC | E | | |
| that I will bear true faith and | the Constitution of the United State allegiance to the same; that I take asion; and that I will well and faithful me God. | this obligation freely, withou | t any mental |
| I am not participating in ar | TO STRIKING AGAINST by strike against the Government on while an employee of the Government the Government of the Gov | f the United States or any a | gency thereof, |
| iidoidoli , | | | • |
| | O THE PURCHASE AN | D SALE OF OFFIC | E |
| C. AFFIDAVIT AS T | TO THE PURCHASE AN a acting in my behalf, given, transfer of receiving assistance in securing | erred, promised or paid any | |
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| C. AFFIDAVIT AS 7 I have not, nor has anyone | e acting in my behalf, given, transfe | erred, promised or paid any this appointment. | consideration |
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| C. AFFIDAVIT AS T I have not, nor has anyone or or in expectation or hope Subscribed and sworn (or affine Minneapolis (City) | e acting in my behalf, given, transfer of receiving assistance in securing firmed) before me this 29th day of Minnesota (State) | erred, promised or paid any this appointment. | consideration pointee) 2008 |
| C. AFFIDAVIT AS T I have not, nor has anyone or or in expectation or hope or or in expectation or hope Subscribed and sworn (or affine the company of the c | e acting in my behalf, given, transfer of receiving assistance in securing firmed) before me this 29th day of Minnesota (State) | erred, promised or paid any this appointment. September September Company | consideration pointee) 2008 |

Note - if the appointee objects to the form of the oath on religious grounds, certain modifications may be permitted pursuant to the Religious Freedom Restoration Act, Please contact your agency's legal counsel for advice.

U.S. Office of Personnel Management The Guide to Processing Personnel Actions

NSN 7540-00-634-4015

Standard Form 61 Revised August 2002 Previous editions not usable

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FOIA: TITLE 5, UNITED STATES CODE, SECTION 552

(b)(1)(A) specifically authorized under criteria established by and Executive order to be kept secret in the in the interest of national defense or foreign policy and (B) are in fact properly classified pursuant to such Executive order; (b)(2)related solely to the internal personnel rules and practices of an agency; (b)(3)specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld; (b)(4)trade secrets and commercial or financial information obtained from a person and privileged or confidential; (b)(5)inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency; (b)(6)personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; (b)(7)records or information compiled for law enforcement purposes, but only the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual. (b)(8)contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or (b)(9)geological and geophysical information and data, including maps, concerning wells. PRIVACY ACT: TITLE 5, UNITED STATES CODE, SECTION 552a (d)(5)information complied in reasonable anticipation of a civil action proceeding; (j)(2)material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals; (k)(1)information which is currently and properly classified pursuant to Executive Order 12356 in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods; investigatory material complied for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit (k)(2)or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence; material maintained in connection with providing protective services to the President of the United States or any other individual (k)(3)pursuant to the authority of Title 18, United States Code, Section 3056; (k)(4)required by statute to be maintained and used solely as statistical records; investigatory material compiled solely for the purpose of determining suitability eligibility, or qualification for Federal civilian (k)(5)employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his identity would be held in confidence; (k)(6)testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process; (k)(7)material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the

person who furnished the material pursuant to a promise that his identity would be held in confidence.

E X H I B I T D

FREEDOM OF INFORMATION ACT REQUEST Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 32 of 90 PageID 35

U.S. Department of Justice Executive Office for U.S. Attorneys 600 E Street NW Suite 7300 Washington, DC 20530

Dear Sir or Madam,

This is a request under the Freedom of Information Act (FOIA), as amended 5 USC §552, in conjunction with the Privacy Act 5 USC §552a. I am requesting the following information:

- 1) A copy of the document pertaining to the commission/appointment by a United States President under 28 USC §541, for the following United States Attorney:
- (A) B. Todd Jones U.S. District Court District of Minnesota Minneapolis Fourth Division.
- (B) Gregory G. Brooker U.S. District Court District of Minnesota Minneapolis Fourth Division.
- 2) A copy of the document pertaining to the commission/appointment by a United States Attorney General, under 28 USC §542, for the following Assistant United States Attorney(s):
- (A) Jeffrey Paulsen U.S.District Court District of Minnesota Minneapolis Fourth Division.
- 3) A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 USC §2906, for the Oath of Office required by 5 USC §3331 and 28 USC §544:
- (A) B. Todd Jones (District of Minnesota U.S. Attorney).
- (B) Gregory G. Brooker (District of Minnesota U.S. Attorney).
- (C) Jeffrey Paulsen (District of Minnesota Assistant U.S. Attorney).
- 4) A copy of the previous and current assignment/posting(s), for the above individuals, and the dates the postings began and ended.

 A, B, & C

The FOIA also provides that if only portions of a file are exempted from release, the remainder must be released. I therefore request that I be provided with all non-exempt portions which are reasonably segregable. I of course reserve my right to appeal the withholding or deletion of any information.

As provided in the Freedom of InformationAct, I will expect to receive a reply within 20 working days. If any of these documents do not exist, please inform me of this in writing. "Without Prejudice"

By:

Dated: 25 January, 2018.

Julian Okeayainneh,c/o:20515112
Federal Correctional Complex-Low
Post Office Box 9000
Seagoville, Texas Republic
America near [75159]

Page 1 of 1

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Executive Office for United States Attorneys

Freedom of Information and Privacy Staff

Suite 7300, Bicentennial Building 600 E Street, NW Washington, DC 20530 (202) 252-6020 FAX (202) 252-6047

March 1, 2018

Julian Okeayainneh #20515-112 FCC P.O. Box 9000 Seagoville, TX 75159

Re: Request Number: <u>FOIA-2018-002128</u> Date of Receipt: <u>February 7, 2018</u> Subject: <u>AUSA Oaths (Multiple-Jones/Booker/Paulsen) – EOUSA Personnel</u>

Dear Requester:

Your request for records under the Freedom of Information Act/Privacy Act has been processed. This letter constitutes a reply from the Executive Office for United States Attorneys, the official record-keeper for all records located in this office and the various United States Attorneys.

To provide you with the greatest degree of access authorized by the Freedom of Information Act and the Privacy Act, we have considered your request in light of the provisions of both statutes.

The records you seek are located in a Privacy Act system of records that, in accordance with regulations promulgated by the Attorney General, is exempt from the access provisions of the Privacy Act. 28 CFR § 16.81. We have also processed your request under the Freedom of Information Act and are making all records required to be released, or considered appropriate for release as a matter of discretion, available to you. This letter is a [x] partial [] full denial.

Enclosed please find:

2 Page(s) are being released in part (RIP);. [Note: no record located for T. Jones]

The exemption(s) cited for withholding records or portions of records are marked below. An enclosure to this letter explains the exemptions in more detail.

| (b)(6)/ (personal j | privacy) |
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| г 1 | l A | review | of the | material | reveale | d |
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Case 3:18-cy-01195-BK Document 3. Filed 05/10/18 page 34 of 90 Page Phase records were found in the U.S. Attorney's Office files. These records will be referred to the following component(s) listed for review and direct response to you:

[] There are public records which may be obtained from the clerk of the court or this office, upon specific request. If you wish to obtain a copy of these records, you must submit a new request. These records will be provided to you subject to copying fees.

[] Please note that your original letter was split into separate files ("requests"), for processing purposes, based on the nature of what you sought. Each file was given a separate Request Number (listed below), for which you will receive a separate response:

[x] See additional information attached.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site: https://foiaonline.regulations.gov/foia/action/public/home. Your appeal must be postmarked or electronically transmitted within ninety (90) days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

You may contact our FOIA Public Liaison at the telephone number listed above for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

Kevin Krebs Assistant Director

Enclosure(s)

Form No. 021nofee - 12/15

Case 3:18-cv-01195-BK Document 3:05/16/18/18 Page 35 of 90 PageID 38

FOIA: TITLE 5, UNITED STATES CODE, SECTION 552

(A) specifically authorized under criteria established by and Executive order to be kept secret in the in the interest of national (b)(1)defense or foreign policy and (B) are in fact properly classified pursuant to such Executive order; related solely to the internal personnel rules and practices of an agency; (b)(2)specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that (b)(3)the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld; trade secrets and commercial or financial information obtained from a person and privileged or confidential; (b)(4)inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in (b)(5)litigation with the agency; personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal (b)(6)privacy; records or information compiled for law enforcement purposes, but only the extent that the production of such law enforcement (b)(7)records or information (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual. contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency (b)(8)responsible for the regulation or supervision of financial institutions; or geological and geophysical information and data, including maps, concerning wells. (b)(9)PRIVACY ACT: TITLE 5, UNITED STATES CODE, SECTION 552a information complied in reasonable anticipation of a civil action proceeding; (d)(5)material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or (j)(2)reduce crime or apprehend criminals; information which is currently and properly classified pursuant to Executive Order 12356 in the interest of the national defense or (k)(1)foreign policy, for example, information involving intelligence sources or methods; investigatory material complied for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit (k)(2)or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence; material maintained in connection with providing protective services to the President of the United States or any other individual (k)(3)pursuant to the authority of Title 18, United States Code, Section 3056; required by statute to be maintained and used solely as statistical records; (k)(4)investigatory material compiled solely for the purpose of determining suitability eligibility, or qualification for Federal civilian (k)(5)employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his identity would be held in confidence; testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government (k)(6)service the release of which would compromise the testing or examination process; material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the (k)(7)person who furnished the material pursuant to a promise that his identity would be held in confidence.

STANDARD FORM 61
Revised June 1988
U.S. Edico of Personnel Management
FPME Display 200
61-76.

NSN 7540-00-634-4018





APPOINTMENT AFFIDAVITS

| Assistant United States Attorne | | February 14 | 1, 1707 |
|--|--|--|--------------|
| (Position to which appointed) | | (Date of appoin | ntment) |
| • • | • | • | |
| Department of Justice U.S. | Attorney's Office | Minneapolis. | MN . |
| .(Department or agency) | (Bureau or Division) | (Place of emplo | |
| | • | • | |
| 7055 do 70-3- | | | |
| Jeffrey Scott Paulsen | , do : | solemnly swear (or | affirm) that |
| • • | | | • |
| | | | |
| OATH OF OFFICE | | | |
| OATH OF OFFICE | | | • |
| I will support and defend the Constitution of at I will bear true faith and allegiance to the servation or purpose of evasion; and that which I am about to enter. So help me (| e same; that I take this ob I will well and faithfully | ligation freely, with | out any men |
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| AFFIDAVIT AS TO PURCHASE ANI I have not, nor has anyone acting in my be or in expectation or hope of receiving a bscribed and sworn (or affirmed) before **Corresponding** NOTARY FUBLIC MINNESOTA RAMS FORMITY My Commission Expires Mar. 28, 1994 | D SALE OF OFFICE chalf, given, transferred, p ssistance in securing this | promised or paid any appointment. (Signature of appointed) February (State) | • |
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U.S. GPO: 1987-194-974/79026

STANDARD FORM 61 Revised June 1986 U.S. Office of Personnel Management FPM Chapter 296 61-106

This form was electronically produced by Elite Federal Forms, Inc.





Prior Edition Usable

APPOINTMENT AFFIDAVITS

| Assistant United States Atlomey. (Position to which appointed) | | 12-05-2000 (Date of appointment) | |
|--|--|--|--|
| | | | |
| (Department or agency) | (Bureau or Division) | (Place of employment) | |
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| C. AFFIDAVIT AS TO PURC I have not, nor has anyone acting for or in expectation or hope of reco | in my behalf, given, transferred | i, promised or paid any consideration | |
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| "swcar" wherever is appears above s | ed by a parson specified in 5 U.S.C. 2903. hould be stricken out when the appointee e when the appointee elects to affirm the affi | The words "So help me God" in the oath and the word lects to affirm rather than swear to the affidavlis; only davlis. | |

EXHIBIT E

FREEDOM OF INFORMATION ACT REQUEST Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 39 of 90 PageID 42

U.S. Department of Justice Executive Office for U.S. Attorneys 600 E Street NW Suite 7300 Washington, DC 20530

Dear Sir or Madam,

This is a request under the Freedom of Information Act (FOIA), as amended 5 USC §552, in conjunction with the Privacy Act 5 USC §552a. I am requesting the following information:

- 1) A copy of the document pertaining to the commission/appointment by a United States Attorney General, under 28 USC §541, for the following United States Attorney:
- 2) A copy of the document pertaining to the commission/appointment by a United States Attorney General, under 28 USC §542, for the following Assistant United States Attorney(s):
- (A) Sarah L. Hartnett Department of Homeland Security Eloy Detention Centre Eloy Division Arizona.
- 3) A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 USC §2906, for the Oath of Office required by 5 USC §3331 and 28 USC §544:
- (A) Sarah L. Hartnett Department of Homeland Security Eloy Detention Center Eloy Division Arizona. (Assistant Chief Counsel).

4) A copy of the previous and current assignment/posting(s), for the above individuals, and the dates the postings began and ended.
 (A) Sarray L. Hartnett - (Assistant Chief Counsel)

The FOIA also provides that if only portions of a file are exempted from release, the remainder must be released. I therefore request that I be provided with all non-exempt portions which are reasonably segregable. I of course reserve my right to appeal the withholding or deletion of any information.

As provided in the Freedom of InformationAct, I will expect to receive a reply within 20 working days. If any of these documents do not exist, please inform me of this in writing. "Without Prejudice"

Dated: 200 November, 2017

Julian Okeayainneh,c/o:20515112 Federal Correctional Complex-Low Post Office Box 9000 Seagoville, Texas [75159] Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 40 of 90 PageID 43 U.S. Department of Justice

Executive Office for United States Attorne ys

Freedom of Information and Privacy Staff

Suite 7300, Bicentennial Building 600 E Street, NW Washington, DC 20530 (202) 2-52-6020 FAX (202) 2-52-6047

December 19, 2017

Julian Okeayainneh #20515-112 FCC P.O. Box 9000 Seagoville, TX 75159

Re: Request Number: FOIA-2018-001014 Date of Receipt: November 29, 2017

Subject of Request: AUSA Oath (Hartnett) - EOUSA Personnel

Dear Mr. Okeayainneh:

In response to your Freedom of Information Act and/or Privacy Act request, the paragraph(s) checked below apply:

- 1. [x] A search for records located in EOUSA-Personnel has revealed no responsive records regarding the above subject.
- 2. [] A search for records located in the United States Attorney's Office(s) for the has revealed no responsive records regarding the above subject.
- 3. [] After an extensive search, the records which you have requested cannot be located.
- 4. [] Your records have been destroyed pursuant to Department of Justice guidelines.
- 5. [] Please note that your original letter was split into separate files ("requests"), for processing purposes, based on the nature of what you sought. Each file was given a separate Request Number, for which you will receive, or have received, a separate response.

This is the final action on this above-numbered request. If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site: https://foiaonline.regulations.gov/foia/action/public/home. Your appeal must be postmarked or electronically transmitted within ninety (90) days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 41 of 90 PageID 44
You may contact our FOIA Public Liaison at the telephone number listed above for any
further assistance and to discuss any aspect of your request. Additionally, you may contact the
Office of Government Information Services (OGIS) at the National Archives and Records
Administration to inquire about the FOIA mediation services they offer. The contact inform ation

Administration to inquire about the FOIA mediation services they offer. The contact inform ation for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-

741-5769.

Sincerely,

Kevin Krebs

Assistant Director

EXHIBIT F

FREEDOM OF INFORMATION ACT REQUEST Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 43 of 90 PageID 46

U.S. Department of Justice Executive Office for U.S. Attorneys 600 E Street NW Suite 7300 Washington, DC 20530

Dear Sir or Madam,

This is a request under the Freedom of Information Act (FOIA) as amended 5 USC §552, in conjunction with the Privacy Act 5 USC §552a. I am requesting the following information:

- 1) A copy of the document pertaining to the commission/appointment by a United States Attorney General, under 28 USC §541, for the following United States Attorney:
- (A) Nicole Guzman U.S. Department of Homeland Security District of Arizona Eloy, Arizona Division.
- 2) A copy of the document pertaining to the commission/appointment by a United States Attorney General, under 28 USC §542, for the following Assistant United States Attorney(s):
- (A) Danielle Sigmund U.S. Department of Homeland Security District of Arizona Eloy, Arizona Division.
- 3) A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 USC §2906, for the Oath of Office required by 5 USC §3331 and 28 USC §544:
- (A) Nicole Guzman (U.S. Chief Counsel DHS).
- (B) Danielle Sigmund (U.S. Acting Deputy Chief Counsel DHS).

4) A copy of the previous and current assignment/posting(s), for the above individuals, and the dates the postings began and ended.

(A) Nicole Guzman - (Chief Counsel - DHS) AND (B) Danielle Sigmund - (Acting Chief Counsel). The FOIA also provides that if only portions of a file are exempted from release, the remainder must be released. I therefore request that I be provided with all non-exempt portions which are reasonably segregable. I of course reserve my right to appeal the withholding or deletion of any information.

As provided in the Freedom of InformationAct, I will expect to receive a reply within 20 working days. If any of these documents do not exist, please inform me of this in writing. "Without Prejudice"

Dated: 8 December, 2017 Anno Domini.

Julian Okeayainneh,c/o;20515112
Federal Correctional Complex-Low
Post Office Box 9000
Seagoville, Republic of Texas
America

ase 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 44 of 90 PageID 47

Executive Office for United States Attorneys

Freedom of Information and Privacy Staff

Suite 7300, Bicentennial Building 600 E Street, NW Washington, DC 20530 (202) 252-6020 FAX (202) 252-6047

January 16, 2018

Julian Okeayainneh #20515-112 FCC P.O. Box 9000 Seagoville, TX 75159

Re: Request Number: FOIA-2018-001324 Date of Receipt: December 20, 2017

Subject of Request: AUSA Oaths (Multiple 4) - EOUSA Personnel

Dear Mr. Okeayainneh:

In response to your Freedom of Information Act and/or Privacy Act request, the paragraph(s) checked below apply:

- 1. [x] A search for records located in EOUSA-Personnel has revealed no responsive records regarding the above subjects. [All names identified in your request as Department of Homeland Security employees: please direct your request to that agency.]
- 2. [] A search for records located in the United States Attorney's Office(s) for the

 _____has revealed no responsive records regarding the above subject. [In the event that this is not the correct USAO to search, please resubmit your request.]
- 3. [] After an extensive search, the records which you have requested cannot be located.
- 4. [] Your records have been destroyed pursuant to Department of Justice guidelines.
- 5. [] Please note that your original letter was split into separate files ("requests"), for processing purposes, based on the nature of what you sought. Each file was given a separate Request Number, for which you will receive, or have received, a separate response.

This is the final action on this above-numbered request. If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site: https://foiaonline.regulations.gov/foia/action/public/home. Your appeal must be postmarked or electronically transmitted within ninety (90) days of the date of my response to your request. If

EXHIBIT G

Julian Okeayainneh,c/o:20515112
Register Number: c/o:20515112
Federal Correctional Institution P.O. Box 9000
Seagoville, TX[75159-9000]
Date: 13th November, 2017

Attn: FOIA Officer
Agency Name and Mailing Address: U.S. DEPARIMENT OF JUSTICE,
EXECUTIVE OFFICE FOR U.S. ATTORNEYS - 600 EAST STREET, NW, SUITE# 7300,
WASHINGTON, DC. [20530]

Dear Sirs:

Pursuant to the Freedom of Information Act, 5 U.S.C. §552; and the Privacy Act, 5 U.S.C. 552a, I request the following specific documents from your agency: -- A copy of the "Written permission" by the Director of the executive for U.S.Attorneys and the Assistant Attorney General for Administration, under and pursuant to the provisions of sections 2903(b) and 2904 of title 5, U.S.Code as stated in 28 C.F.R. §0.151 authorizing the Redacted Name of personnel to administer the "Oath of Office" for "Greg Brooker" on 2nd day of January, 2001. (a copy of which is attached hereto as Exhibit A), with Assigned Requuest Number: FOIA-2017-003409.

If any of these documents do not exist, please inform me of this in writing.

As per requirements of the statute, I am expecting a response within twenty (20) days excluding weekends and legal holidays.

Thank you for your assistance.

Sincerely, and Respectfully submitted, Without Prejudice"

Signature:

Julian Okeayainneh, c/o:20515112 - In Pro se

Full Name:

EXHIBIT H

CERTIFIED MAIL TICKET NUMBER: 7014 1200 0000 3187 3861

Dated: 13 November, 2017 Anno Domini

TO: Andrew Mark "Andy" Luger,
(U.S.Attorney as at 2015)
Gregory G. Brooker, OR Office Holder.
(Acting U.S. Attorney as at 08/22/2017)
UNITED STATES ATTORNEY'S OFFICE
DISTRICT OF MINNESOTA
600 U.S. COURTHOUSE
300 SOUTH FOURTH STREET,
MINNEAPOLIS, MINNESOTA [55415]]

Julian Okeayainneh,c/o:20515112
Federal Correctional Complex-Low
Post Office Box 9000
Seagoville, Texas Republic
America near [75159]

RE: "FOIA Documents"

Dear Sir/Madam OR, Office Holder,

It has come to my attention that the employees of this office must have certain documents in order to perform their duties. These documents are required to be kept in their personnel file and this file must be located in the office or United States District Court location where they work or where they are assigned to.

I have enclosed my original FOIA request copy and response letter (a copy of which is attached as Exhibit A) for these documents. If your office does not have these or if they do not exist, please let me know in writing, so that I can take this matter to federal court. Since these documents are located at this office, there should be no reason why these FOIA's cannot be responded to within the allowed 20 Working days. Thanking you in advance for your prompt response and action in your assistance to this matter.

Respectfully submitted,

"Without Prejudice"

By:

Julian Okeayainneh,c/o;20515112 - In Pro se

Case 3:18-cv-01195-BK Document 3 Filed 05/30/18 parage 119 of 90 strageID 52

United States Attorney District of Minnesota

600 U.S. Courthouse 300 South Fourth Street Minneapolis, MN 55415 (612) 664-5600

November 17, 2017

Mr. Julian Okeayainneh Reg. No. 20515112 FCC Low P.O. Box 9000 Seagoville, TX 75159

Re: Freedom of Information Act Request

Dear Mr. Okeayainneh:

Our office has received your letter dated November 13, 2017. Your request letter has been forwarded to the Freedom of Information Act (FOIA) Unit at the Executive Office for the United States Attorneys in Washington, DC.

Federal regulation 28 C.F.R. § 16.3 requires all U.S. Attorney's Offices to forward FOIA requests to the FOIA Unit in Washington, DC. That office coordinates the processing of all FOIA requests for all of the United States Attorney's Offices and will respond directly to you regarding your request.

In the future, please direct all of your FOIA matters to the FOIA Unit in Washington, DC to accelerate the processing of your request. You may submit a request via e-mail to usaeo.foia.requests@usdoj.gov or by mailing your request to the following address:

Executive Office for United States Attorneys Freedom of Information Act/Privacy Act Unit 600 E Street, NW, Room 7300 Washington, DC 20530-0001

Sincerely,

GREGORY G. BROOKER Acting United States Attorney

BY: Ann M. Bildtsen Assistant U.S. Attorney CERTIFIED MAIL NUMBER: 7014 1200 0000 3187 4066

Dated: 22 November, 2017

TO: Gregory G. Brooker,
ACTING U.S.ATTORNEY
U.S. ATTORNEY'S OFFICE
DISTRICT OF MINNESOTA
300 SOUTH FOURTH STREET,
MINNEAPOLIS, MINNESOTA[55415]

Julian Okeayainneh,c/o:20515112
Federal Correctional Complex-Low
Post Office Box 9000
Seagoville, Republic of Texas
America near [75159]

RE: "Government Employees of this office Public Required Records Request"

Dear Sir/Madam OR, Office Holder,

It has come to my attention that the employees of this office must have certain documents in order to perform their duties. These documents are required to be kept in their personnel file and this file must be delivered by him/her to, and preserved by, and located in, the Agency, the Office, or State Court, or United States District Court location where they work or where they are assigned to which the office pertains, pursuant to 5 U.S.C.S §2906., As such;

I am respectfully requesting a duplicate copy of the following information document pertaining to the: (1) Commission/Appointment by a United States Attorney General, under 28 USC §541, for the following United States Attorney(s):

- (A) B. Todd Jones (USA); (B) Gregory . G. Brooker (Acting USA)
- (2) Commission/Appointment by a United States Attorney General, under 28 U.S.C. §542, for the following Assistant United States Attorney(s):
 - (A) Ann. M. Anaya (Ausa); (B) Lola Velazquez-Aguilu (Ausa).
- (3) Appointment Affidavits preserved for the following individuals, pursuant to 5 USC §2906, for the Oath of Office required by 5 USC §3331 and 28 USC §544:
 - (A) B. Todd Jones -(USA);(B) Gregory G. Brooker -(Acting -USA);(C) Ann M. Anaya (Ausa);(D) Lola Velazquez-Aguilu (Ausa).
- (4) Previous and current Assignment/Posting(s), for the above individuals, and the dates the postings began and ended.

If your office does not have these or if they do not exist, please let me know in writing, so that I can take this matter to the federal court. Thanking you in advance for your prompt response and action in your assistance to this matter.

Respectfully submitted,

"Without Prejudice"

By:

Julian Okeayainneh,c/o:20515112

EXHIBIT I

FREEDOM OF INFORMATION ACT REQUEST Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 52 of 90 PageID 55

NATIONAL PERSONEL RECORDS CENTER (Civilian Personnel Branch) 1411 Boulder Boulevard, Valmeyer, Illinois [62295]

Dear Sir or Madam,

This is a request under the Freedom of Information Act. (FOIA), as amended 5 USC §552, in conjunction with the Privacy Act 5 USC §552a. I am requesting the following information:

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- (A) Ann.M.Anaya U.S.District Court District of Minnesota Minneapolis Fourth Division.
- (B) Lola Velazquez-Aguilu / Lolita A. Velazquez-Aguilu U.S.District of Court District of Minnesota - Minneapolis Fourth Division. - Attorney ID No. 389486.
- 3) A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 USC §2906, for the Oath of Office required by 5 USC §3331 and 28 USC §544:
 (A) B. Todd Jones - (U.S. Attorney).

(B) Gregory G. Brooker - (Acting U.S. Attorney) .

(C) Arm. M. Anaya - (Assistant U.S. Attorney).

- (D) Lola Velazquez-Aguilu / Lolita A. Velazquez-Aguilu (Assistant U.S. Attorney) .
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As provided in the Freedom of InformationAct, I will expect to receive a reply within 20 working days. If any of these documents do not exist, "Without Prejudice" please inform me of this in writing.

Dated: 13th November:, 2017

7014 1200 0000 3187 3816*143/4*

Julian Okeayainneh,c/o:20515112 Federal Correctional Complex-Low Post Office Box 9000 Seagoville, Texas Republic

near [75159] America

FREEDOM OF INFORMATION ACT REQUEST

Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 53 of 90 PageID 56

NATIONAL PERSONEL RECORDS CENTER (Civilian Personnel Branch) 1411 Boulder Boulevard, Valmeyer, Illinois [62295]

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Dated: 13th November: , 2017

7014 1200 0000 3187 3816

Milionarch 3/24/2018

Julian Ökeayainneh,c/o:20515112 Federal Correctional Complex-Low Post Office Box 9000

Seagoville, Texas Republic near [75159] America

Page 1 of 1

EXHIBIT J

Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 55 of 90 PageID 58 NATIONAL PERSONAL RECORDS CENTER (Civilian Personnel Branch) 1411 Boulder Boulevard, Valmeyer, Illinois [62295]

Dear Sir or Madam,

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By:

Dated: 20 February, 2018

Julian Okeayainneh, c/o; 20515112 Federal Correctional Complex-Low Post Office Box 9000 Seagoville, Texas [75159]

| Case 3:18-cv-01195-BK Document 3 Filed NOTIFICATION OF RECEI | PT OF FOLA REQUEST PageID 59 |
|--|--|
| PART I-ACKNOWLEDGEMENT | |
| On 2-1-10 The Mational Personnel R | ecords Center received your request made under |
| the Freedom of Information Act. Grike Mo 2an | gue Vollcon Daulson |
| the Freedom of Information Act. Tood Jones The Request for Gregon Chrowner John Datertyas | an |
| Estimated Date of Completion 3 39-18 | |
| If you have not received you response within the given tir 314-801-9250 | ne frame please contact Customer Service at |
| | |
| PART II-(applicable only if checked below) FREEDOM OF INDIVIDUALS SEEKING ACCESS TO RE | OF INFORMATION ACT AND THE RIGHTS CORDS ABOUT THEMSELVES |
| It was not necessary for you to cite the Freedom of Information have been granted access to the information/records without cite Statute granting access to the public to final opinions and order published in the Federal Register, and to certain other Federal seeking access to records about themselves. Inquiries of this response. | iting the Act. The FOIA is a disclosure rs of agencies, policy statements and interpretations not records. This Act is not designated for use by individuals |
| The Privacy Act covers records which are retrievable by the nate Each agency must annually publish a listing in the Federal Regidentified in the record must be granted a right of access to the the information contained in it, a provision that is not included in access to information or copies of these records. In addition, that been declared to be incompetent may act on behalf of the incompetent may act on the incompetent may act on behalf of the inco | ister of the record systems which it maintains. The individual file and must be given a right to challenge the accuracy of the FOIA. The individual also may authorize a third party be parent of a minor or the legal guardian of an individual who |
| Whenever the FOIA is cited in a request, even if not needed, we required by the Congress. The special controls and additional patterns it normally takes us to answer a request. Therefore, in the requests such as the one that we are responding to at this time withheld that would be released under FOIA procedures. | paperwork required for FOIA requests merely increases the interest of saving time, we urge that the FOIA not be cited in |
| Thank you for your cooperation. | |
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| | NRP DATE: |
| Julian Okeayainnuh, c/o 20515112 federal Correctional Complex-Low | 3-1-18 |
| Julian Describer (190 000) | FOR THE CHIEF, |
| fedural correctional complex. 100 | Civilian Reference Branch |
| | |
| Seasoville, TX 75159 | NATIONAL PERSONNEL RECORDS CENTER Civilian Personnel Records |
| sensovi. | 1411 Boulder Blvd- Valmeyer, Ill 62295 |

FREEDOM OF INFORMATION ACT REQUEST

ase 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 57 of 90 PageID 60

NATIONAL PERSONAL RECORDS CENTER (Civilian Personnel Branch) 1411 Boulder Boulevard, Valmeyer, Illinois [62295]

2018 MAR -1 PN 12: 57

Dear Sir or Madam,

This is a request under the Freedom of Information Act. (FOIA), as amended 5 USC §552, in conjunction with the Privacy Act 5 USC \$552a. I am requesting the following information:

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As provided in the Freedom of InformationAct, I will expect to receive a reply within 20 working days. If any of these documents do not exist, "Without Prejudice" please inform me of this in writing.

Dated: 20 February, 2018

Julian Okeayainneh,c/o;20515112 Federal Correctional Complex-Low Post Office Box 9000 Seagoville, Texas [75159]

| Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 58 of | 90 PageID 61 DATE: |
|---|------------------------------------|
| REPLY TO INQUIRY (NCP) | 3/20/2018 |
| SUBJECT: | Your Reference |
| B TODD JONES | Date of Inquiry:03-01-2018 |
| The answer to your inquiry is furnished below. This abbreviated form of reply has been adopted as a m | eans of supplying information in a |

THE INFORMATION REQUESTED, OATH OF OFFICE & CERTIFICATE OF APPOINTMENT ARE NOT RELEASABLE UNDER FREEDOM OF INFORMATION ACT GUIDELINES.

JULIAN OKEAYAINNEH, C/O20515112 FEDERAL CORRECTIONAL COMPLEX PO BOX 9000 SEAGOVILLE, TX 75159

NATIONAL PERSONNEL RECORDS CENTER

Military Personnel Records 9700 Page Avenue St. Louis, MO 63132-5100

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

timely manner.

NA FORM 13018 (9-85)

FREEDOM OF INFORMATION ACT REQUEST

Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 59 of 90 PageID 62

NATIONAL PERSONAL RECORDS CENTER (Civilian Personnel Branch) 1411 Boulder Boulevard, Valmeyer, Illinois [62295]

2018 MAR -1 PM 12: 57

Dear Sir or Madam,

Dated: 20 February, 2018

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> Julian Okeayainneh, c/o; 20515112 Federal Correctional Complex-Low Post Office Box 9000 Seagoville, Texas [75159]

Page 1 of 1

| Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 60 o | F90 PageID 63 |
|--|-------------------------------------|
| REPLY TO INQUIRY (NCP) | 3/20/2018 |
| SUBJECT: | Your Reference |
| GREGORY G BOOKER | Date of Inquiry:03-01-2018 |
| The answer to your inquiry is furnished below. This abbreviated form of reply has been adopted as a timely manner. | means of supplying information in a |

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JULIAN OKEAYAINNEH, C/O20515112 FEDERAL CORRECTIONAL COMPLEX PO BOX 9000 SEAGOVILLE, TX 75159

NATIONAL PERSONNEL RECORDS CENTER

Military Personnel Records 9700 Page Avenue St. Louis, MO 63132-5100

Civilian Personnel Records 1411 Boulder Boulevard Valmeyer, IL 62295

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

NA FORM 13018 (9-85)

FREEDOM OF INFORMATION ACT REQUEST ase 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 61 of 90 PageID 64

NATIONAL PERSONAL RECORDS CENTER (Civilian Personnel Branch) 1411 Boulder Boulevard, Valmeyer, Illinois [62295]

2018 MAR - 1 PM 12: 57

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Julian Okeayainneh, c/o; 20515112 Federal Correctional Complex-Low Post Office Box 9000 Seagoville, Texas [75159]

| Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 62 of 90 _{DA} PageID 65 | | |
|--|---|--|
| REPLY TO INQUIRY (N | 2/20/2018 | |
| SUBJECT: | Your Reference | |
| ERIKA R MOZANGUE | Date of Inquiry:03-01-2018 | |
| The answer to your inquiry is furnished below. This abbreviated form timely manner. | n of reply has been adopted as a means of supplying information in a | |
| THE INFORMATION REQUESTED, OATH OF OFFICE & CE UNDER FREEDOM OF INFORMATION ACT GUIDELINES. | RTIFICATE OF APPOINTMENT ARE NOT RELEASABLE | |
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| JULIAN OKEAYAINNEH, C/O20515112 FEDERAL CORRECTIONAL COMPLEX PO BOX 9000 SEAGOVILLE, TX 75159 | NATIONAL PERSONNEL RECORDS CENTER Military Personnel Records 9700 Page Avenue St. Louis, MO 63132-5100 Civilian Personnel Records 1411 Boulder Boulevard Valmeyer, IL 62295 | |

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

NA FORM 13018 (9-85)

| Case 3:18-cv-01195-BK Document 3 | Filed 05/10/18 Page 63 of 90 PageID 66 |
|--|---|
| REPLY TO INQUIRY (| NCP) 3/20/2018 |
| SUBJECT: | Your Reference |
| JOHN DOCHERTY | Date of Inquiry:03-01-2018 |
| The answer to your inquiry is furnished below. This abbreviated for timely manner. | rm of reply has been adopted as a means of supplying information in a |

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JULIAN OKEAYAINNEH, C/O20515112 FEDERAL CORRECTIONAL COMPLEX PO BOX 9000 SEAGOVILLE, TX 75159

NATIONAL PERSONNEL RECORDS CENTER

Military Personnel Records 9700 Page Avenue St. Louis, MO 63132-5100

Civilian Personnel Records 1411 Boulder Boulevard Valmeyer, IL 62295

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

NA FORM 13018 (9-85)

EXHIBIT K

NATIONAL PAGE 65 of 90 PageID 68 1 Archives Drive, St. Louis. Missouri [63138]

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This is a request under the Freedom of Information Act (FOIA), as amended 5 USC §552, in conjunction with the Privacy Act 5 USC §552a. I am requesting the following information:

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Dated: 20 February, 2018

By: Julian Okeayainneh,c/o;20515112
Federal Correctional Complex-Low Post Office Box 9000
Seagoville, Texas [75159]

Page 1 of 1

Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 66 of 90 PageID

NATIONAL PERSONNEL RECORDS CENTER

1 ARCHIVES DRIVE ST LOUIS, MO 63138-1002

www.archives.gov

NATIONAL

March 5, 2018

JULIAN OKEAYAINNEH #20515112 FEDERAL CORRECTIONAL COMPLEX-LOW PO BOX 9000 SEAGOVILLE, TX 75159-9000

RE:

Veteran's Name: OKEAYAINNEH, Julian

SSN/SN:

Request Number: 2-21396810076

Dear Recipient:

Thank you for contacting the National Personnel Records Center.

The National Personnel Records Center does not store documentation for commissioning/appointments of US Attorneys. As such, your documentation is being returned without further action. You may contact the address below for further information.

Kevin Krebs, Assistant Director, FOIA/Privacy Staff Executive Office for United States Attorneys Department of Justice 600 E Street, NW, Room 7300 Washington, DC 20530-0001

If you have questions or comments regarding this response, you may contact us at 314-801-0800 or by mail at the address shown in the letterhead above. If you contact us, please reference the Request Number listed above. If you are a veteran, or a deceased veteran's next of kin, please consider submitting your future requests online by visiting us at http://vetrecs.archives.gov.

Sincerely,

ALEXANDER KELLMEYER

Archives Technician (AFN-MC2B)

aly Kellmengr

We Value Our
Veterans' Privacy
Let us know if we have
failed to protect it.

Please complete our on-line survey. We really want to know how we did answering your request. Go to www.archives.gov/veterans/survey and enter your request number 2-21396810076. The survey should only take a few minutes and is used to help improve service to our customers.

LKEEDOM OL TULOKUVITOU VCI KEĆOFOI

Case 3:18-cv-01195-BK Document 3 Filed 05/10/18 Page 67 of 90 PageID 70 NATIONAL PERSONNEL RECORDS CENTER 1 Archives Drive, St. Louis. Missouri [63138]

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Dated: 20 February, 2018

Julian Okeayainneh,c/o;20515112
Federal Correctional Complex-Low
Post Office Box 9000
Seagoville, Texas [75159]

NATIONAL PERSONNEL RECORDS CENTER 195-BK Document 3 Filed 05/10/18

ST. LOUIS, MO 63138-1002

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE \$300

Forwarding Service Requested



FIRST CLASS

JULIAN OKEAYAINNEH #20515112 FEDERAL CORRECTIONAL COMPLEX-LOW PO BOX 9000 SEAGOVILLE, TX 75159-9000

BBBISMP 75159

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EXHIBIT L

NATIONAL PERSONAL RECORDS CENTER (Civilian Personnel Branch) 1411 Boulder Boulevard, Valmeyer, Illinois [62295]

Dear Sir or Madam,

This is a request under the Freedom of Information Act (FOIA), as amended 5 USC §552, in conjunction with the Privacy Act 5 USC §552a. I am requesting the following information:

- 1) A copy of the document pertaining to the commission/appointment by a United States Attorney General, under 28 USC §541, for the following United States Attorney:
- (A) Nicole Guzman U.S. Department of Homeland Security District of Arizona Eloy Arizona Division.
- 2) A copy of the document pertaining to the commission/appointment by a United States Attorney General, under 28 USC §542, for the following Assistant United States Attorney(s):
- (A) Sarah L. Hartnett U.S. Department of Homeland Security District of Arizona Eloy Arizona Division/District.

(B) Danielle Sigmund - U.S. Department of Homeland Security - District of Arizona - Eloy

Arizona Division/District.

3) A copy of the Appointment Affidavits preserved for the following individuals, pursuant to 5 USC §2906, for the Oath of Office required by 5 USC §3331 and 28 USC §544:

(A) Nicole Guzman - (U.S. Chief Counsel - DHS).

- (B) Sarah L. Hartnett (Assistant District Counsel DHS).
- (C) Danielle Sigmund (U.S. Acting Deputy Chief Counsel DHS).
- 4) A copy of the previous and current assignment/posting(s), for the above individuals, and the dates the postings began and ended.

 (A), (B) AND (C).

The FOIA also provides that if only portions of a file are exempted from release, the remainder must be released. I therefore request that I be provided with all non-exempt portions which are reasonably segregable. I of course reserve my right to appeal the withholding or deletion of any information.

As provided in the Freedom of InformationAct, I will expect to receive a reply within 20 working days. If any of these documents do not exist, please inform me of this in writing. "Without Prejudice"

Dated: 27 December, 2017 Anno Domini.

Julian Okeayainneh,c/o:20515112
Federal Correctional Complex-Low
Post Office Box 9000
Seagoville, Texas [75159]

7016 0910 0001 9164 2094

EXHIBIT M

FREEDOM OF INFORMATION ACT REQUEST

Kevin Krebs - (Assistant Director)
EXECUTIVE OFFICE FOR U.S. ATTORNEYS
U.S. DEPARTMENT OF JUSTICE
600 EAST STREET, NW.,
SUITE 7300,
WASHINGTON, DC [20530]

Dear Sir or Madam,

This is a request under the Freedom of Information Act (FOIA) as amended under 5 USC § 552, in conjunction with the Privacy Act 5 USC § 552(a). I am requesting the following information:

- 1) A copy of the conclusion and findings of my Crminal complaint filed in January of 2012, of a possible prosecutor's misconduct against Ann M. Anaya (Ausa) during the relevant time period prior to trial, working out of United States District Court, District of Minnesota, in Criminal Case No: 0:11-CR-00087-MJD-JJK-1.
- 2) A copy of the information of records pertaining to why the Department of Justice (DOJ) suddenly terminated Ann M. Anaya's [Ausa] employment in April of 2013 as Assistant U.S. Attorney, in the U.S. District Court, District of Minnesota.
- 3) A copy of the authority terminating Ann M. Anaya (Ex-Ausa)'s employment under the Department of Justice, to cease and desist from exercising the duties and functions of an Assistant United States Attorney, effective April of 2013.

The FOIA also provides that if only portions of a file are exempted from release, the remainder must be released. I therefore request that I be provided with all non-exempt portions which are reasonably segregable. I of course reserve my right to appeal the withholding or deletion of any information.

As provided in the Freedom of Information, I will expect to receive a reply within 20 working days. If any of these documents do not exist, please inform me of this in writing.

Respectfully submitted,
"Without Prejudice"

Dated: 26th April, 2018.

P.,,

Julian Okeayainneh,c/o:20515112 Fedral Correctional Complex-Low

Post Office Box 9000

Seagoville, Republic of Texas America near [75159]

Page 1 of 1

EXHIBIT N

CERTIFIED MAIL TICKET NUMBER: 7014 1200 0000 3187 3830

FREEDOM OF INFORMATION ACT APPEAL

TO: Director,
OFFICE OF INFORMATION POLICY (QIP)
U.S.DEPARIMENT OF JUSTICE
SUITE 11050,
1425 NEW YORK AVENUE, NW.,
WASHINGTON, DC. [20530-0001]

RE: "Request Numbers: FOIA-2017-003409, AND, EDIA -2018-000143"

Director of (OIP),

This is to appeal the partial denial of my request as to-FOIA-2017-003409, and the denial of my request as to-FOIA-2018-000143 for information pursuant to the Freedom of Information Act, 5 U.S.C. §§ 552 & 552a

On November 7, 2017, I received two letters, One with assigned Request Number: FOIA-2017-003409, received on September 28, 2017 (a copy of which is attached hereto as Exhibit A) and the other with assigned Request Number: FOIA-2018-000143, received on October 10, 2017 (a copy of which is attached hereto as Exhibit B) from your agency - partial denying of FOIA-2017-003409 request (a copy of which original is attached hereto as Exhibit A1). I trust that upon examination of these communication you will conclude with applicant that by not releasing records to the other named individuals and releasing only the record to "Greg Brooker," contradicts 5 U.S.C §§ 552 & 552(a) and the Redacted Name of Personnel who Administer the "Oath of Office for, Greg Brooker" on January 2, 2001, is needed for further meaningful reasonable investigation; and, denying of FOIA-2018-000143 request (a copy of which original is attached hereto as Exhibit B1), which I also trust that upon examination of these communication you will conclude that the information I am seeking should be disclosed.

As provided for in the Act, I do expect to receive a reply within twenty (20) working days.

If you decide not to release the requested information then it will remain my option to take this matter to federal court.

By:

Respectfully submitted,

"Without Prejudice"

Dated: 13th November, 2017

Julian Okeayainneh,c/o:20515112 - In pro se Federal Correctional Complex-Low

Post Office Box 9000

America

Page 1 of 1

7014 1200 0000 3187 3830



U.S. Department of Justice Office of Information Policy Suite 11050 1425 New York Avenue, NW Washington, DC 20530-0001

Telephone: (202) 514-3642

Mr. Julian Okeayainneh Register No. 20515-112 Federal Correctional Institution P.O. Box 9000 Seagoville, TX 75159

Re:

Appeal No. DOJ-AP-2018-001168 Request No. FOIA-2017-003409

MWH:ADF

VIA: U.S. Mail

Dear Mr. Okeayainneh:

You appealed from the action of the Executive Office for United States Attorneys (EOUSA) on your Freedom of Information Act request for access to the appointment affidavits and oaths for four Assistant U.S. Attorneys located in the United States Attorney's Office for the District of Minnesota. I note that you initially also requested previous assignments and postings for these four individuals. However, you do not contest EOUSA's action on this portion of your request in your appeal.

After carefully considering your appeal, I am affirming, on partly modified grounds, EOUSA's action on your request. The FOIA provides for disclosure of many agency records. At the same time, Congress included in the FOIA nine exemptions from disclosure that provide protection for important interests such as personal privacy, privileged communications, and certain law enforcement activities.

EOUSA properly withheld certain information because it is protected from disclosure under the FOIA pursuant to 5 U.S.C. § 552(b)(6) and it is reasonably foreseeable that disclosure of this information would harm the interests protected by this provision. This provision concerns material the release of which would constitute a clearly unwarranted invasion of the personal privacy of third parties.

As to your appeal concerning the adequacy of EOUSA's search for responsive records subject to the FOIA, I have determined that EOUSA's response was correct and that it conducted an adequate, reasonable search for such records.

It appears that the subjects of your request were formerly employed by EOUSA. The National Personnel Records Center (NPRC), which is part of the National Archives and Records Administration (NARA), bears primary responsibility for maintaining records of former federal government employees. If you wish to submit a request to the NPRC for these records, please

follow the instructions provided at https://www.archives.gov/st-louis/civilian-personnel or by writing to the following address:

National Personnel Records Center, Annex 1411 Boulder Boulevard Valmeyer, IL 62295

Please be advised that this Office's decision was made only after a full review of this matter. Your appeal was assigned to an attorney with this Office who thoroughly reviewed and analyzed your appeal, your underlying request, and the action of EOUSA in response to your request.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

For your information, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; email at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769. If you have any questions regarding the action this Office has taken on your appeal, you may contact this Office's FOIA Public Liaison for your appeal. Specifically, you may speak with the undersigned agency official by calling (202) 514-3642.

Sincerely,

2/21/2018

Sean R. O'Neill

Chief, Administrative Appeals Staff

Signed by: OIP

3:18

Office of Information Policy Suite 11050 1425 New York Avenue, NW Washington, DC 20530-0001

Telephone: (202) 514-3642

Mr. Julian Okeayainneh Register No. 20515-112 Federal Correctional Institution P.O. Box 9000 Seagoville, TX 75159

Re:

Appeal No. DOJ-AP-2018-001170

y was a second

Request No. FOIA-2018-000143

CDT:ADF

VIA: U.S. Mail

Dear Mr. Okeayainneh:

You appealed from the action of the Executive Office for United States Attorneys (EOUSA) on your Freedom of Information Act request for access to the appointment affidavits and oaths for four Assistant United states Attorneys located in the United States Attorney's Office for the Central District of California.

After carefully considering your appeal, I am affirming EOUSA's action on your request. EOUSA informed you that it could locate no responsive records subject to the FOIA in its files. I have determined that EOUSA's action was correct and that it conducted an adequate, reasonable search for such records.

Please be advised that this Office's decision was made only after a full review of this matter. Your appeal was assigned to an attorney with this Office who thoroughly reviewed and analyzed your appeal, your underlying request, and the action of EOUSA in response to your request.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

For your information, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; email at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769. If you have any questions regarding the action this Office has taken on your appeal, you may contact this Office's FOIA Public Liaison

for your appeal. Specifically, you may speak with the undersigned agency official by calling (202) 514-3642.

Sincerely,

1/12/2018

Christina D. Troiani, Associate Chief, for

Sean O'Neill, Chief, Administrative Appeals ...

Signed by: CHRISTINA TROIANI

EXHIBIT O

CERTIFIED MAIL TICKET NUMBER: 7014 2870 0002 3257 8725

FREEDOM OF INFORMATION ACT APPEAL

TO: Sean R. O'Neill, (Chief, Administrative Appeals Staff)
OFFICE OF INFORMATION POLICY (OIP)
U.S. DEPARTMENT OF JUSTICE
SUITE 11050,
1425 NEW YORK AVENUE, NW.,
WASHINGTON, DC [20530-0001]

RE: "Appeal No. DOJ-AP-2018-001168, Request No. FOIA-2017-003409, MWH:ADF

Greetings:

This is to appeal the denial and refusing to release copies of information requested, to wit: [Oath of Offices & Certificate of Appointments] pursuant to Freedom of Information Act, 5 U.S.C. §§ 552, 552(a) as directed by your office in your response received to retrieve such information, as - "The National Personnel Records center (NPRC) is part of the National Archives and Records Administration (NARA), and bears primary responsibility for maintaining records of former federal government employees."

In March of 2018, I received a response without further explanation and citing no authority to support and in support of their stance, decision and position in refusing to release and disclose the requested copies of documents as directed by your office (copies of which is attached hereto as EXHIBIT A). I trust that upon examination of these communication and response of denial, you will conclude with applicant that by refusing to release records pertaining and regarding the other subjects and named individuals, contradicts 5 U.S.C. §§ 552 and 552(a) and that the information I am seeking must be disclosed.

As provided for in the Act, I do expect to recieve a reply within twenty (20) working days.

If you decide not to release the requested information then it will remain $\ensuremath{\mathsf{my}}$ option to take this matter to federal court.

Respectfully submitted,

"Without Prejudice"

Dated: 9 April, 2018

By: Julian Okeayainneh, c/o:20515112

Federal Correctional Complex-Low

Post Office Box 9000

America

EXHIBIT P

CERTIFIED MAIL NUMBER: 7016 0910 0001 9164 2063

FREEDOM OF INFORMATION ACT APPEAL

TO: Director,
OFFICE OF INFORMATION POLICY (OIP)
U.S. DEPARTMENT OF JUSTICE
SUITE 11050,
1425 NEW YORK AVENUE, NW.,
WASHINGTON, DC. [20530-0001]

RE: "FOIA APPEAL ON, Request Number: FOIA-2018-001014, Subject of Request: AUSA Oath (Hartnett) - EOUSA Personnel"

Director of (OIP),

This is to appeal the denial of my request as to **-FOIA-2018-001014**, for information pursuant to the freedom of Information Act, 5 U.S.C. $\S552 \& 552(a)$

On December 26, 2017, I received a response, with assigned request Number: FOIA-2018-001014, which the department received on November 29, 2017 (a copy of which is attached hereto as Exhibit A) from your agency-"Revealing no responsive records regarding the subject." of FOIA-2018-001014 request, (a copy of which original is attached hereto as Exhibit A1). I trust that upon examination of these communication, you will conclude with applicant that by not releasing records regarding the subject and named individual, contradicts 5 U.S.C. §§ 552(a) and that the information i am seeking should be disclosed.

As provided for in the Act, I do expect to receive a reply within twenty (20) working days.

If you decide not to release the requested information then it will remain my option to take this matter to federal court.

By:

Respectfully submitted,

"Without Prejudice"

Date: 28 December, 2017

Julian Okeayainneh, c/o: 20515112 - Pro se

Federal Correctional Complex-Low Post Office Box 9000

America

Page 1 of 1



U.S. Department of Justice Office of Information Policy Suite 11050
1425 New York Avenue, NW Washington, DC 20530-0001

Telephone: (202) 514-3642

Mr. Julian Okeayainneh Register No. 20515-112 Federal Correctional Complex Post Office Box 9000 Seagoville, TX 75159

VIA: U.S. Mail

Dear Mr. Okeayainneh:

Re: Appeal No. DOJ-AP-2018-002076 Request No. FOIA-2018-001014 MWH:PJA

You appealed from the action of the Executive Office for United States Attorneys (EOUSA) on your Freedom of Information Act request for access to records concerning an individual named Sarah L. Hartnett. I note that your appeal concerns the adequacy of the search for records responsive to your FOIA request.

After carefully considering your appeal, I am affirming EOUSA's action on your request. EOUSA informed you that it could locate no responsive records subject to the FOIA in its files. I have determined that EOUSA's action was correct and that it conducted an adequate, reasonable search for such records.

Please be advised that this Office's decision was made only after a full review of this matter. Your appeal was assigned to an attorney with this Office who thoroughly reviewed and analyzed your appeal, your underlying request, and the action of EOUSA in response to your request.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

For your information, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; email at ogis@nara.gov; telephone at 202-741-5770; toll

free at 1-877-684-6448; or facsimile at 202-741-5769. If you have any questions regarding the action this Office has taken on your appeal, you may contact this Office's FOIA Public Liaison for your appeal. Specifically, you may speak with the undersigned agency official by calling (202) 514-3642.

Sincerely,

3/1/2018

Matthew Hurd, Associate Chief, for

Sean O'Neill, Chief, Administrative Appeals Staff

Signed by: MATTHEW HURD

Seagoville, Republic of Texas Check for service America on U.S.A. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service): Fold Director, Or Office Holder NATIONAL PERSONNEL RECORDS CENTER, ANNEX - (Civilian Personnel Records) 1411 BOULDER BOULEVARD VALMEYER, ILLINOIS [62295] Fax: (618) 935-3014 Signature of Attorney other Originator requesting service on behalf of: TELEPHONE NUMBER N PLAINTIFF quelice ☐ DEFENDANT SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE I acknowledge receipt for the total Total Process District of District to Signature of Authorized USMS Deputy or Clerk number of process indicated. Origin Serve (Sign only for USM 285 if more than one USM 285 is submitted) No. I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the individual, company, corporation, etc. shown at the address inserted below.

Forwarding Fee

Julian Okeayainneh,c/o:20515112

NATIONAL PERSONNEL RECORDS CENTER - FOIA STAFF

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW

Post Office Box 9000

Julian Okeayainneh, c/o; 20515112 Federal Correctional Complex-Low

ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

1411 BOULDER BOULEVARD, VALMEYER, ILLINOIS [62295]

United Stansfer 3118 Str. 01195-BK Document 3 Filed 1944 Str. 1945 Ptage 18 To AN ID AGE ID 188 N

NAME OF INDIVIDUAL, COMPANY, CORPORATION. ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN

Director, OR Office Holder, NATIONAL PERSONNEL RECORDS CENTER/FOIA STAFF

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See "Instructions for Service of Process by U.S. Marshal"

COURT CASE NUMBER

Number of process to be served with this Form 285

Number of parties to be served in this case

PRINT 5 COPIES:

Service Fee

REMARKS:

U.S. Department of Justice

PLAINTIFF

DEFENDANT

SERVE

1. CLERK OF THE COURT

2. USMS RECORD

Total Mileage Charges

including endeavors)

Name and title of individual served (if not shown above)

Address (complete only different than shown above)

3. NOTICE OF SERVICE

4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Total Charges

Advance Deposits

ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

Form USM-285 Rev. 12/15/80 Automated 01/00

am

Fold

DATE

A person of suitable age and discretion then residing in defendant's usual place

Signature of U.S. Marshal or Deputy

Time

May 7, 2018

Date

N/A

of abode

Amount owed to U.S. Marshal* or

Date

(Amount of Refund*)

U.S. Department of Justice United States Spa 3118 Sty 01195-BK Document 3 Filed 95/16/18 Prage 86 of 90 P. COURT CASE NUMBER **PLAINTIFF** Julian Okeayainneh,c/o:20515112 DEFENDANT U.S.DEPARTMENT OF JUSTICE / EOUSA NAME OF INDIVIDUAL, COMPANY, CORPORATION. ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Kevin Krebs, EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS/FOIA-Privacy Unit ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 600 EAST STREET, N.W., SUITE 7300, WASHINGTON, D.C. [20530] SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW Number of process to be served with this Form 285 Julian Okeayainneh,c/o:20515112 Number of parties to be Federal Correctional Complex-Low served in this case Post Office Box 9000 Seagoville, Republic of Texas Check for service near on U.S.A. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service): Fold Kevin Krebs - (Assistant Director, FOIA/Privacy Unit) EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS DEPARTMENT OF JUSTICE 600 EAST STREET, N.W., SUITE 7300, WASHINGTON, D.C. [20530] Phone: (202) 252-6020 DATE TELEPHONE NUMBER ttorney other Originator requesting service on behalf of: XX PLAINTIFF May 7, 2018 N/A DEFENDANT SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE Signature of Authorized USMS Deputy or Clerk Date I acknowledge receipt for the total Total Process District of District to Serve number of process indicated. Origin (Sign only for USM 285 if more than one USM 285 is submitted) No. No I hereby certify and return that I 🗌 have personally served, 🗋 have legal evidence of service, 🗋 have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the individual, company, corporation, etc. shown at the address inserted below. I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below) Name and title of individual served (if not shown above) A person of suitable age and discretion then residing in defendant's usual place of abode Time Date Address (complete only different than shown above) Signature of U.S. Marshal or Deputy Amount owed to U.S. Marshal* or Service Fee Total Mileage Charges Forwarding Fee Total Charges Advance Deposits (Amount of Refund*) including endeavors) REMARKS:

PRINT 5 COPIES:

CLERK OF THE COURT

- I. CLERK OF THE COURT
- 2. USMS RECORD
- 3. NOTICE OF SERVICE
- 4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.

5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

U.S. Department of Justice O1195-BK Document 3 File 05/10/18 REGEISTO AND PAGE BY See "Instructions for Service of Process by U.S. Marshal"

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| SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW | | | | | | | Number of process to be served with this Form 285 | | | |
| Julian Okeayainneh,c/o;20515112 Federal Correctional Complex-Low Post Office Box 9000 | | | | | | | mber of parties to be ved in this case | | | |
| Seagoville, Republic of Texas America near [75159] | | | | | | | Check for service on U.S.A. | | | |
| SPECIAL INSTRUCTIO | | | | | IN EXPEDITING SE | ERVICE <u>(I</u> | aclude Business and A | liternate A | ddresses, | |
| Signature of Attorney of the Originator reduciting service on behalf of. | | | | | | | TELEPHONE NUMBER DATE | | | |
| Without Préjudice DEFENDANT | | | | | | N/A | | | 7, 2018 | |
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| number of process indicated. Sign only for USM 285 if more Origin Serve | | | | | | horized USMS Deputy or Clerk Date | | | | |
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| Name and title of individual served (if not shown above) | | | | | | | A person of suitable age and discretion then residing in defendant's usual place of abode | | | |
| Address (complete only different than shown above) | | | | | | | Date | Time a | | |
| | | | | | | | Signature of U.S. Ma | rshal or D | eputy | |
| Total Mileage Charges including endeavors) Forwarding Fee Total Charges Advance Deposits | | | | | | | Amount owed to U.S. Marshal* or (Amount of Refund*) | | | |
| REMARKS: | | <u> </u> | | | | _1, | | | | |
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PRINT 5 COPIES:

CLERK OF THE COURT

1. CLERK OF THE COURT

2. USMS RECORD

3. NOTICE OF SERVICE

4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.

5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

DEFENDANT U.S.DEPARTMENT OF JUSTICE / EOUSA NAME OF INDIVIDUAL, COMPANY, CORPORATION. ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Kevin Krebs, EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS/FOIA-Privacy Unit ADDRESS (Street or RFD, Aparlment No., City, State and ZIP Code) 600 EAST STREET, N.W., SUITE 7300, WASHINGTON, D.C. [20530] SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW Number of process to be served with this Form 285 Julian Okeayainneh,c/o:20515112 Number of parties to be Federal Correctional Complex-Low served in this case Post Office Box 9000 Seagoville, Republic of Texas Check for service America 1751591 on U.S.A. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service): Kevin Krebs - (Assistant Director, FOIA/Privacy Unit) EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS DEPARTMENT OF JUSTICE 600 EAST STREET, N.W., SUITE 7300, WASHINGTON, D.C. [20530] Phone: (202) 252-6020 DATE TELEPHONE NUMBER Signature A Agrice the Originator requesting service for behalf off XX PLAINTIFF May 7, 2018 Ñ/A ☐ DEFENDANT SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE Signature of Authorized USMS Deputy or Clerk Total Process District to District of I acknowledge receipt for the total number of process indicated. Origin Serve (Sign only for USM 285 if more than one USM 285 is submitted) No

Service Fee

Total Mileage Charges including endeavors)

Name and title of individual served (if not shown above)

Address (complete only different than shown above)

U.S. Department of Justice

PLAINTIFF

United Stagge 2118-SN-01195-BK Document 3 File

Julian Okeayainneh,c/o:20515112

Forwarding Fee Total Charges

l hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

I hereby certify and return that I 🔲 have personally served, 🗋 have legal evidence of service, 🗋 have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.

Advance Deposits

Amount owed to U.S. Marshal* or (Amount of Refund*)

of abode

Date

A person of suitable age and discretion

Signature of U.S. Marshal or Deputy

then residing in defendant's usual place

Time

COURT CASE NUMBER

REMARKS:

- PRINTS COPIES: 1. CLERK OF THE COURT
 - 2. USMS RECORD
 - 3. NOTICE OF SERVICE
 - 4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.

5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

☐ am ☐ pm

Fold



